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THE

STATE RECORDS

OF

NORTH CAROLINA.

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COLLECTED AND EDITED

BY

WALTER CLARK,

ONE OF THE JUSTICES OF THE SUPREME COURT OF N. C.

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WITH SUPPLEMENT—1771-'82.

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1901.

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PREFATORY NOTES.

This volume of the State Records contains the Journals of the Senate for the sessions of April, 1782, and April, 1783, and October, 1784; and the Journals of the House for the sessions of April, 1783, of April, 1784, and October, 1784.

There is also a list of the members of the House given for the sessions from 1777 to 1782, and an Appendix, which gives Tryon's Journal of March, 1771, Council Journal 1781, the correspondence between General Joseph Graham and Judge Murphey, and other matters.

These proceedings of the Assembly indicate the work that engaged the attention of the public men during that interesting period. The State was then emerging from the struggle for independence and was putting on the garb of peace. Efforts to raise and equip armies of defense now gave place to endeavors for public advancement.

The subdivision of the larger counties and the establishment of county-seats, with court-houses and jails, and the laying off of public roads, and the building of bridges claimed particular attention. Not only had the population rapidly increased east of the mountains, but the settlement beyond the Alleghanies now became of great public interest.

Governor Alexander Martin had succeeded the unfortunate Burke, who died soon after his retirement; and with skill and wisdom he directed public thought into new channels and sought out substantial lines of progress in dealing with State affairs. That he was the leading influence in North Carolina at that period hardly admits of question: and the Legislature seems to have been enthusiastic in honoring him. The ceremony of investing him with the powers of government on his first election was grand and imposing. He was brought before the Assembly and in a eulogistic address the Bill of

Rights and the State Constitution were committed to his keeping, and he was presented with a sword of State and duly proclaimed Captain-General, and Commander-in-Chief, and Governor over the State of North Carolina; of which all the good and liege people of the same are to take notice and govern themselves accordingly.

The office of Governor was then magnified; and in his administration of Governor Martin did not detract from its importance. His addresses to the Assembly were on a high plane and he pressed upon the Assembly the necessity of public education and advanced views in regard to government and public concerns.

In those days, it incidentally appears that not merely did the Speakers wear gowns, but the Clerks of the Houses also.

The inconveniences of having no fixed seat of government and no sufficient accommodations for the Assembly were early felt. Members were so dilatory in attending that a proposition was made to impose a severe penalty on those who absented themselves from the sessions.

At Hillsboro, where the Assembly found it most convenient to sit, the church, as well as the court-house, was used for legislative purposes. As early as 1783 efforts were made to fix a permanent seat of government: and with the view to locating at Hillsboro, a post route was established between that town and Richmond: and the printing-office was directed to be removed to that place: and some of the public offices were to be opened there: but New Bern and Tarboro and Smithfield and Fayetteville were too strong and too hopeful of future greatness to allow Hillsboro to bear off the honors. It was not until a decade later that Raleigh was founded.

Towards the end of the war, when the State had been invaded and the Tory element stimulated by the presence of the British army, the State had become a general scene of turmoil and internecine strife. Then the patriots recovered their dominion and the Tory element was largely subdued; and numerous arrests were made for treason

and the jails were filled with culprits. There were many trials for treason, followed by many executions, but still the prisons were crowded with those who had been obtained. On the other hand a considerable number of patriot citizens had been seized by the British and the Loyalists and had been carried into captivity at Charleston; others had found safety in taking a British parole. At length, when the desire for vengeance had been somewhat slacked, Governor Martin proposed a more merciful policy, and that executions should cease, and there should be amnesty and pardon; and those in arrest should be exchanged for our citizens held at Charleston. His recommendation prevailed, and as the fullness of independence dawned the horrors of the civil war passed away.

As early as 1784 efforts were made to amend the Articles of Confederation, especially in regard to the Finances, to the control of Commerce, and the imposition of Tariff Duties. North Carolina seems to have been ready to concur in all needed remedial measures. She took a broad and liberal view and her spirit was eminently patriotic. But for a time we had our local tariff, imposed our own duties and regulated our commerce with the outside world: our public men dealing with these questions with intelligence and good sense.

In this volume we are likewise able to print a very interesting document, being "The Journal of the Expedition" against the Regulators that culminated in the battle of Alamance. That expedition was composed of a detachment gathered in some of the Eastern counties; and its course as it marched to Alamance is given for each day in this Journal, which also contains a graphic account of the battle of Alamance, and then of the subsequent proceedings of the Governor's forces.

It is a blot on the character of Governor Tryon that he so willingly undertook that expedition. It seems to be apparent that by pursuing a different policy the troubles and grievances of which the Regulators complained could have been eased and quieted. The Regulators

of Rowan compared their differences with those officers who agreed to submit all causes of complaint to a local board of arbitrators; and if Governor Tryon had been willing for such a settlement, doubtless the Regulators in all the counties would have followed that example, and the interior of the Province would have been pacified without any martial display on the part of the Governor, and without the expenditure of money or the loss of a single drop of blood.

The proceedings of the Council of State 1781 are interesting and the correspondence between Judge Murphey and General Graham and Hon. Allen J. Davie and others is especially so. The statement furnished by Colonel Davie of the number of men raised by North Carolina during the Revolution, while apparently incomplete, is of great value. It attests the activity of the North Carolina authorities and bears witness to the readiness with which our militia responded to calls to aid a sister State. But more valuable still are the contributions to history made by General Graham. His account of the movements, covered by his statement, is marked by a high degree of intelligence and conveys a clear view of the situation in the southwestern part of the State. From it one realizes how difficult was the undertaking of the Whig leaders to maintain government and to marshal the necessary forces to secure independence.

It is to be greatly regretted that other such intelligent participants in the great work—men like General Graham—had not addressed themselves to the task of perpetuating the records of their operations. Even the partial view we obtain of the action in North Carolina, however, enables us to appreciate the fine conduct of our Whig population; and we can note with satisfaction that neither the State to the north of us, nor the State to the south of us, displayed so much zeal, so much constancy, so much endurance, or so much patriotic ardor as the men of the Old North State. The story of their heroic exertions deserves to be treasured in the memory of posterity.

RALEIGH, N. C.,
1 Nov., 1901.

Walter Clark

THE STATE RECORDS

OF

NORTH CAROLINA.

SENATE JOURNAL—1782.

SENATE JOURNAL FROM 15 APRIL, 1782 TO 18 MAY, 1782.

STATE OF NORTH CAROLINA,

IN SENATE, 15th April, 1782.

At a General Assembly begun and held at Hillsboro the 15th day of April, in the year of our Lord one thousand seven hundred and eighty-two, and in the sixth year of the Independence of the said State, it being the first session of Assembly.

The returning officers for sundry counties within the State certified that the following persons were duly elected to represent such counties in Senate, vizt.:

For Anson, Thomas Wade,
Beaufort,
Bertie,
Brunswick,
Bladen, Thomas Brown,
Burke,
Craven, James Coor,
Carteret,
Currituck, Wm. Ferebee,
Chowan,
Camden, Isaac Gregory,
Caswell, John Williams,
Chatham, Wm. B. Smith,
Cumberland,
Dobbs,
Duplin, James Kenan,
Edgecomb, Isaac Sessums,
Franklin, Henry Hill,
Guilford, Alexander Martin,
Gates, William Baker,
Granville, William Gill,
Halifax, Willie Jones,
Hertford, John Baker,
Hyde,
Johnston,
Jones,
Lincoln, James Johnston,
Martin,
Mecklenburg,
Montgomery,
Nash, Hardy Griffin,
Northampton, Samuel Lockhart,
New Hanover, Caleb Grainger,
Onslow,
Orange, Will Mebane,
Pasquotank, Edw. Everagen,
Perquimans,
Rutherford, James Miller,
Richmond, Charles Medlock,
Rowan,

For Randolph, John Collier, Wayne,
Surry, Wake,
Sullivan, Anthony Bledsoe, Warren, Nathl. Macon,
Tyrrell, Wilkes, Elijah Isaacs.
Washington,

Pursuant to which the following members appeared, were qualified agreeable to law and took their seats, to-wit: Thomas Wade, Thomas Brown, James Coor, William Ferebee, Isaac Gregory, Edward Everagen, John Williams, William B. Smith, Isaac Sessums, James Kenan, Henry Hill, Alexander Martin, William Baker, William Gill, Willie Jones, John Baker, James Johnston, Hardy Griffin, Samuel Lockhart, Caleb Grainger, William Mebane, James Miller, Charles Medlock, John Collier, Anthony Bledsoe, Nathaniel Macon, and Elijah Isaacs, Esquires.

The House then proceeded to the choice of a speaker when the Honorable Alexander Martin, Esquire, was proposed and unanimously chosen and conducted to the chair.

On motion, John Haywood was appointed Clerk and Sherwood Haywood Assistant.

WILLIAM MURPHY, Doorkeeper.

Adjourned until Tomorrow morning 10 o'clock.

TUESDAY, 16th April, 1782.

Met according to adjournment.

Mr. Alfred Moore, the member for Brunswick County, appeared, qualified agreeable to law and took his seat.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House being now formed are ready to proceed on the dispatch of public business.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House being formed acquaint you that they are ready to proceed to the dispatch of public business.

On motion, ordered that the following message be addressed to & sent his Excellency the Governor, first having the approbation of the House of Commons:

To his Excellency Thomas Burke Esquire Governor, Captain General and Commander in Chief in and over the State of North Carolina &c.:

SIR:

The General Assembly inform your Excellency that they are convened, and are ready to take under Consideration such dispatches and other public matters you may think proper to communicate for their deliberation.

Ordered that the foregoing Address with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

You will herewith receive a message which we wish presented his Excellency the Governor and have for that purpose on our part appointed Mr. Coor.

On motion agreed that Mr. Macon, Mr. Kenan, Mr. Williams, Mr. Gill, Mr. Wade, Mr. Gregory and Mr. Moore be a Committee of Privileges and Elections.

Read the Petition of sundry of the Inhabitants of Chatham County praying, &c. Ordered that the same be referred to the Committee of Privileges and Elections.

On motion agreed that Mr. Brown, Mr. William Baker & Mr. Hill be a Committee on the part of this House to receive the returns from the District Auditors and to settle with such County Commissioners as may attend the General Assembly for that purpose.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have appointed Mr. Brown, Mr. William Baker and Mr. Hill a Committee who will act jointly with such Gentlemen as you may appoint to receive the returns from the District Auditors and to settle with such County Commissioners as may attend this General Assembly for that purpose and make report thereof.

On motion agreed that Mr. Medlock, Mr. Grainger and Mr. Johnston be a Committee of Propositions and Grievances.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Medlock, Mr. Grainger, Mr. Kenan and Mr. Johnston a Committee of Propositions & Grievances

who will act jointly with such of your body as may be appointed for that purpose.

On motion, ordered that a writ of election issue for the County of Randolph, the election lately held for said County being illegal and that the election be held on the 26th and 27th instant.

Read a recommendation from the Court of Richmond County in favour of Joseph Hall, Whereupon

Resolved, that Joseph Hall of Richmond County be and he is hereby exempted from the payment of Public Taxes.

Ordered that the foregoing resolve with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Together with the recommendation of the Court of Richmond County we send for your Concurrence a Resolve in favour of Joseph Hall of said County.

Read the Petitions of John Cole, John Crawford and Mary Mullen, praying, &c.

Ordered that they be referred to the Committee of Propositions and Grievances and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House propose that the Petitions of John Cole, John Crawford and Mary Mullen herewith sent you be referred to the Committee of Propositions and Grievences to consider of and report on.

Adjourned until Tomorrow morning 9 o'clock.

WEDNESDAY, 17th April, 1782.

Met according to adjournment.

Mr. Robert Irwin, the member for the County of Mecklenburg, appeared, produced his certificate, qualified agreeable to law and took his seat.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We herewith send for your consideration and perusal a message from His Excellency the Governor accompanied by sundry letters from the President of Congress, the Superintendent of Finance, &c.

Received the message from the Governor and the other papers

above referred to, which being read, Ordered that Mr. Jones, Mr. Coor, Mr. Macon, Mr. Irwin and Mr. Moore be a Committee on the part of this House to consider of and report thereon, and that they prepare and bring in bills relative to the subject matter of such of them as they may think proper and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have appointed Mr. Jones, Mr. Coor, Mr. Macon, Mr. Irwin and Mr. Moore a Committee who will act jointly with such of your body as may be appointed to consider of and report on His Excellency the Governor's message of yesterday, the resolves of Congress, &c., accompanying it and prepare and bring in Bills relative to the subject matter of such of them as they may think proper.

On motion ordered that Mr. Jones be added to the Committee of Privileges and Elections.

Received from the Commons the following messages:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Bagge, Mr. Montford, Mr. Young, Mr. John Johnston and Mr. Harrison Macon as a Committee on their part to act jointly with the Gentlemen by you appointed as a Committee to receive the returns from the District Auditors and to settle with the County Commissioners, &c., and Mr. Bryan, Mr. Person, Mr. McCullock, Mr. John Macon and Mr. Bagge as a Committee of Propositions and Grievances.

Mr. Speaker and Gentlemen:

This House agree that the petitions of John Cole, John Crawford and Mary Mullen be referred to the Committee of Propositions and Grievances.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We herewith send for your perusal and consideration an address from William Tisdale, Esquire, on the subject therein mentioned, which we propose referring to the Committee of Propositions and Grievances.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House agree that the Letter from William Tisdale, Esquire, and the papers accompanying it be referred to the Committee of Propositions and Grievances.

A letter of the 9th February last from sundry Inhabitants of New Hanover County, addressed to the General Assembly, was read. Ordered it be referred to the Committee of Propositions and Grievance and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

You will herewith receive a letter from sundry of the Inhabitants of New Hanover County addressed to the General Assembly, which we propose referring to the Committee of Propositions and Grievances.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This accompanies a Memorial from a number of the Inhabitants of the Town of Wilmington and its vicinity, which we propose referring to a joint Committee, and have for that purpose on our part appointed Mr. Sharp, Mr. Payne, Dr. Williamson, Mr. Person and Mr. Jo. Hawkins a Committee.

Ordered that Mr. Moore, Mr. Griffin, Mr. Lockhart, Mr. Kenan and Mr. Isaacs act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Moore, Mr. Griffin, Mr. Lockhart and Mr. Isaacs will on the part of this House act with the Gentlemen by you appointed to consider of and report on the Memorial of the Inhabitants of Wilmington and its vicinity.

Received from the Commons the following bills, vizt.:

A Bill for the promotion of learning in the District of Edenton.

A Bill for regulating the town of Edenton and

A Bill to restrain the propagation of diseases amongst horned cattle. Endorsed in the House of Commons 17th April, 1782. Ordered said bills be read. The same being read were passed the first time and sent the Commons.

Mr. Jas. Atkins, the member for Cumberland County, appeared,

produced his certificate, qualified agreeable to law and took his seat.

On motion, ordered that Mr. Isaac Sessums have leave of absence during the remaining part of this session on account of his bad Health.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We herewith send for your perusal a Return of Sundries imimpressed for public purposes.

Received the Return alluded to in the foregoing message, which being read, Ordered that the same be filed among the public papers and the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House propose that the return of sundries impressed for the use of the public as made by Mr. Hardy Murfree be filed among the papers belonging to the General Assembly. If you approve of this measure you will cause that the same be done.

Mr. Williams moved for leave and presented a Bill to establish a Court of Equity in the State of North Carolina, which was read the first time, passed and sent to the Commons.

Adjourned until Tomorrow morning 9 o'clock.

THURSDAY, 18th April, 1782.

Met according to adjournment.

Received from the Commons the following Bills, vizt.:

A Bill to vest in Frederick William Marshall of Salem in Surry County, Esquire, the Lands of the Unitas Fratrum in this State for the use of the said United Brethren and other purposes & A Bill to compel the attendance of members of the General Assembly. Endorsed in the House of Commons 17th April, 1782. "Read the first time and passed."

Ordered said bills be read. Read, passed the first time & sent the Commons.

Mr. Macon moved for leave and presented a Bill to prolong the time of saving Lotts in Warren County, which was read the first time, passed & sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House agree that the letter from a number of the Inhabitants of New Hanover County be referred to the Committee of Propositions and Grievances.

Mr. Speaker and Gentlemen:

We herewith send for your perusal two messages from his Excellency the Governor, addressed to the General Assembly, and the Letters, Papers, &c., therein referred to, which we propose referring to the Committee appointed to take under consideration the several Papers, &c., referred to in His Excellency the Governor's message of yesterday.

The messages from His Excellency the Governor, Papers, &c., alluded to in the above message being read

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that His Excellency the Governor's Messages of yesterday and the Papers accompanying them be referred to the Committee appointed to take under consideration his other message to the General Assembly and the State Papers.

Received from the Commons a Bill for giving an Equity Jurisdiction to the Superior Courts. Endorsed in the House of Commons 18 April, 1782. Read the first time and passed.

Ordered said bills be read. Read, passed the first time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House propose referring the Petition of John Hay, herewith sent you, to a joint Committee, and have for that purpose appointed Mr. J. Hawkins, Mr. McCullock and Mr. Herndon a Committee on their part.

Ordered that Mr. Jones, Mr. Irwin and Mr. Isaacs act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Jones, Mr. Irwin and Mr. Isaacs will act with the Gentlemen by you appointed to consider of and report on the petition of Mr. John Hay.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House propose referring the petition of Josiah Boushall, herewith sent you, to a joint Committee, and have for that purpose appointed Mr. Branch, Mr. Mitchell, Mr. J. Hays, Mr. Horton and Mr. Turner on their part as a Committee.

Ordered that Mr. Mebane, Mr. Hill and Mr. J. Baker act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Mebane, Mr. Hill and Mr. John Baker will act with the Gentlemen by you appointed to consider of and report on the Petition of Josiah Boushall.

Received from the Commons a Bill for appointing commissioners to examine the claims of Thomas Clark and others against the estates of James Murray and other purposes therein mentioned. Endorsed in the House of Commons 18 April, 1782. Read the first time and passed.

Ordered said Bill be read. Read, passed the first time & sent the Commons.

Received from the Commons a Bill for building a Prison and Jailor's House in the town of Edenton. Endorsed in the House of Commons 18 April, 1782. Read the first time and passed.

Ordered said bill be read. Read, passed the first time & sent the Commons.

Major General Caswell, the member for the County of Dobbs, and Colonel Abram Jones, the member for the County of Hyde, appeared, produced their certificates, qualified agreeable to law and took their seats.

On motion, ordered that General Caswell be added to the Committee appointed to report on the Governor's messages and the State papers laid before this Assembly and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House have, &c.

Adjourned until tomorrow morning 9 o'clock.

FRIDAY, 19th April, 1782.

Met according to adjournment.

Mr. Irwin from the joint Committee to whom was referred the Memorial of Mr. John Hay reported as followeth:

The Committee of both Houses appointed to consider of and report on the Petition of Mr. John Hay, met according to order. Present Mr. Irwin, Chairman, Mr. Jones, Mr. Isaacs, Mr. Herndon, Mr. Hawkins and Mr. McCullock.

The Committee having considered the Memorial of Mr. Hay and the Papers which accompanied it are unanimously of opinion that the prayer of his Memorial be granted and that an act of the General Assembly ought to pass agreeable thereto.

The House taking the foregoing report into consideration resolved that they do concur therewith.

Ordered that the said report with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

You will with this receive the report of the joint Committee to whom was referred the Memorial of Mr. John Hay concurred with by the House.

Received from the Commons the Bill to vest in John Hay the property of certain lands in Duplin County. Endorsed in the House of Commons 18 April, 1782. Read first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Received also a Bill for altering the time of holding certain Courts therein mentioned. Endorsed in the House of Commons 18 April, 1782. Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve requesting the Secretary to lay before the General Assembly a list of the Justices as therein mentioned.

The resolve referred to being read was agreed to and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

The resolve of your House requesting the Secretary of State to lay before this Assembly a list of Justices of the Peace as therein mentioned we return you concurred with.

Received from the Commons the following message:

Mr. Speaker and Gentlmen:

We send herewith for concurrence a resolve requesting his Excellency to lay before the Genl. Assembly the descriptive lists therein alluded to.

The resolve referred to being read was agreed to and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

The resolve of your House requesting His Excellency the Governor to lay before the General Assembly the descriptive lists therein alluded to you will herewith receive concurred with.

Recd. likewise the following message:

Mr. Speaker and Gentlemen:

We send herewith for your perusal a Petition from the Justices, &c., in Onslow County on the subject therein alluded to.

The Petition, &c., being read were ordered to lie on the Table for Consideration.

On motion, ordered that Mr. Grainger, Mr. Brown, Mr. Griffin and Mr. Gregory on the part of this House be a Committee to hear and report on such Reasons as may by any officers of this State who have taken paroles from the Enemy, be urged in justification of their having so done.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have appointed Mr. Grainger, Mr. Brown, Mr. Griffin and Mr. Gregory a Committee who will act jointly with such of your body as may be appointed to hear and report on such Reasons as may by any officers of this State who have taken paroles from the Enemy be urged in justification of their having so done.

Mr. Gregory from the Committee of Privileges and Elections reported as followeth:

The Committee of Privileges and Elections to whom was referred the Petition of sundry of the Inhabitants of Chatham County setting forth that the person returned as a representative for said County in the Senate was not qualified agreeable to the Constitution, &c., report

That having examined the facts set forth in the said petition we are of opinion that William B. Smith, Esquire, the person returned for said County as aforesaid was not a resident of said County agreeable to the Constitution at the time of the late Election and therefore that his seat ought to be vacated.

ISAAC GREGORY, Ch.

The House taking the foregoing report into consideration concurred therewith, whereupon

Ordered that a writ of election issue for the County of Chatham and that the election be held on the first and second days of May next.

Received from the Commons a Bill to prolong the time of saving Lotts in Warrenton in Warren County. Endorsed in the House of Commons 18 April, 1782. Read the first time and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Mr. John Whedbee the member for Perquimans County appeared, produced his certificate, qualified agreeable to law and took his seat.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith a message from His Excellency the Governor, addressed to the General Assembly, accompanied by the several Letters and State Papers therein referred to, which this House propose referring to the same Committee to whom other State Papers were referred.

Read the message and Papers alluded to in the above, which being read, ordered that they be referred to the Committee to whom was referred His Excellency the Governor's former messages & the State Papers accompanying them and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that His Excellency the Governor's message to the General Assembly of this day, together with the Papers accompanying it, be referred to the Committee to whom was referred His former messages and the State Papers accompanying them.

Dr. Isaac Guion and Mr. Edward Salter, the first the member

for the County of Onslow, the latter for the County of Pitt, appeared, produced their certificates, qualified agreeable to law and took their seats.

Received from the Commons the following messages:

Mr. Speaker and Gentlemen:

We return herewith the report of the joint Committee to whom was referred the Memorial of John Hay, Concurred with by the Commons, who have added the Honorable Abner Nash, Esquire, to the Committee to whom the several State Papers were referred.

Recd. the report referred to. Endorsed in the House of Commons 19th April, 1782. Concurred with.

Mr. Speaker and Gentlemen:

This House have appointed Mr. Phil. Hawkins, Mr. Nash, Mr. Gilbert, Mr. Gillispie and Mr. Young a Committee on their part, who will act jointly with the Gentlemen by you appointed as a Committee to hear and report on such reasons as may by any officers of the State who have taken paroles from the Enemy be urged in justification of their having so done.

Received from the Commons the following Message:

Mr. Speaker and Gentlemen:

We send herewith a resolve of this House for exempting Christopher Kershner of Surry County and Isaac Dawson of Duplin County from the payment of poll taxes.

This resolve being read was agreed to and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

We return herewith the resolve of your House exempting Christopher Kershner and Isaac Dawson from the payment of poll taxes concurred with.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We herewith send you a Petition from sundry of the Inhabitants of Salisbury and vicinity thereof which we propose referring to the Committee of Propositions and Grievances.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House agree that the Petition of sundry of the Inhabitants of Salisbury and its vicinity be referred to the Committee of Propositions and Grievances.

Adjourned until tomorrow morning 9 o'clock.

SATURDAY, 20th April, 1782.

Met according to adjournment.

Read the Petition of Mr. William Blount, setting forth, &c. Whereupon ordered that the same be entered on the Journals of this House, which was as followeth, vizt.:

The Petition of William Blount humbly showeth that your petitioner did in May, 1780, settle his accounts with your Committee, when there appeared a balance in his hands unaccounted for of Fourteen Thousand five hundred and sixty-seven pounds sixteen shillings and four pence, as will appear by the report of the said Committee. In June and July following he received from the public Treasury for the use of his department eight hundred and seventy-five thousand pounds currency, the greater part of which your petitioner had in camp August 16, 1780, on which important day your petitioner, with pain, is constrained to add that upwards of three hundred thousand pounds of the above sum was by him lost, together with many articles, his own private property, and never since recovered. Your Petitioner does not conceive himself bound in justice to replace this sum to the public no more than every other person who on that day lost any other kind of public Property. Yet as your Petitioner wished to remove every imputation of injury done the public by him, and to the end that the mouth of defamation on his head be silenced, it is the prayer of your Petitioner that you will be pleased to pass a Resolution directing the auditors to settle the accounts of your Petitioner agreeable to the current Mercantile depreciation; that is to say, that your Petitioner shall be charged for the money in his hands unaccounted for at the value it ought to have been paid out of his hands and that your Petitioner shall have credit against such debts for all money by him paid away at the value it was paid out, and your Petitioner as in duty bound will pray. WM. BLOUNT.

Ordered that Mr. Blount's Memorial be referred to the Committee of Propositions and Grievances to report on & that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the Memorial of William Blount, Esquire, herewith sent to you be referred to the Committee of Propositions and Grievances to consider of and report on.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the memorial of Bennett Crafton which we propose referring to a joint Committee and have for that purpose appointed Mr. Jo. Hawkins, Mr. Wilson, Mr. H. Macon and Mr. Ramsey a Committee.

Ordered that Mr. Gill, Mr. Salter and Mr. Grainger act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have appointed Mr. Gill, Mr. Salter and Mr. Grainger a Committee who will act jointly with the Gentlemen by you appointed to consider of and report on the Memorial of Bennett Crafton.

Received from the Commons a Bill to vest in John Hay the property of certain lands in Duplin County. Endorsed in the House of Commons 19th April, 1782. Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House propose balloting at 4 o'clock on Monday next for a Governor and Naval officer for Port Brunswick, and put in nomination for Governor Alexander Martin, Samuel Johnston, William Sharpe, Thomas Burke and John Williams of Granville, Esquires. For Naval Officer, John Walker, Thomas Craike and John James. If you accede to this proposition you will signify the same by message.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate agree that the General Assembly ballot at 4 o'clock this evening for a Governor of this State for the current year and put in nomination for Governor the Honorable Alexander Martin, Samuel Johnston, William Sharpe, Thomas Burke and John Williams of Granville, Esquires.

For a Naval Officer for Port Brunswick, Thomas Craike and John Walker, Esquires, and propose that the balloting be conducted at the Church. You will herewith receive the memorial of Mr. Craike relative to the appointment of a Naval Officer for said port.

On motion, ordered that Dr. Guion be added to the Committee appointed to consider of and report on His Excellency's messages and the State Papers laid before this Assembly, and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have added Dr. Guion to the Committee appointed to consider of and report on His Excellency the Governor's Messages and the State Papers laid before this Assembly.

Adjourned until Monday morning 9 o'clock.

MONDAY, 22d April, 1782.

Met according to adjournment.

Mr. Nathan Bryan, the member for Jones County, appeared, produced his Certificate, qualified agreeable to law and took his seat.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This House agree to ballot at the Church this evening for a Governor and Naval Officer for Port Brunswick and have appointed Mr. Winslow and Mr. McCullock to superintend the Balloting.

Mr. Speaker and Gentlemen:

This House agree that the Memorial of William Blount, Esquire, be referred to the Committee of Propositions and Grievances.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Coor and Mr. Macon will on the part of this House superintend the Balloting for a Governor, &c.

Joseph Blount, Esquire, the member for the County of Chowan, appeared, produced his certificate, qualified agreeable to law and took his seat.

Colonel Thomas Brown from the joint Committee appointed to hear and report on such Reasons as may by any Officers of this State be urged in justification of their having taken Paroles from the Enemy reported as followeth: Your Committee appointed to hear and report on such reasons as may by any officers of this State who have taken paroles from the Enemy be urged in justification of their having so done, Report as follows:

That your Committee having inquired into the cases of Thoma Lucas, Captain, and John Blocker, Lieutenant, of the Bladen Militia; George Lucas, Isaac Jones, William McKee and George Brown, Esquires, of Bladen County, and Joseph Pender, Esquire, of Edgecombe County, Justices of the Peace; John White, Clerk of Bladen County Court, and Burwell Mouring, Esquire, Major of the Wayne Regiment of Militia; Report as their opinion that they be severally reinstated in their respective Offices, as nothing appeared to your Committee that anything Criminal was intended by any of them in taking Paroles from the Enemy.

All which is submitted. THOMAS BROWN, Ch.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

The Commons propose that the scrolls of paper or ballots for a Governor should be put in a box separate from the box in which the scrolls of paper or ballots for a Naval Officer shall be in.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate agree that the scrolls of paper in Balloting for a Governor be put in a box separate from those that are for a Naval Officer, and propose that the balloting begin immediately.

Mr. Coor and Mr. Macon, from the joint Committee appointed to superintend the balloting for a Governor of this State for the current year and for a Naval Officer of Port Brunswick reported:

That having agreeable to the order of the House executed the trust reposed in them in superintending the said balloting, on summing up the scrolls it appeared that the Honorable Alexander

Martin, Esquire, was appointed Governor of this State for the current year and that John Walker, Esquire, was appointed Naval Officer for Port Brunswick.

The House taking the foregoing report into consideration, resolved that they do concur therewith.

Matthew Lock, Esquire, the member for the County of Rowan, appeared, produced his Certificate, qualified agreeable to law and took his seat.

Adjourned until tomorrow morning 9 o'clock.

TUESDAY, 23d April, 1782.

Met according to adjournment.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith a memorial from James Tate, which we propose referring to a joint Committee, and have for that purpose appointed on our part Mr. Webb, Mr. Spaight, Mr. Hawkins, Mr. Phifer and Mr. Moore a Committee.

The Petition above referred to being read was ordered to lie for consideration.

Read the Petition of Ambrose Ramsey, Esquire, setting forth, &c. Ordered that the same be referred, the first part to the Committee appointed to receive the returns from the District Auditors and settle with the County Commissioners to report on; the latter part to the Executive of the State and that the following message be sent the Commons:

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

The House have appointed Mr. Nash, Mr. Sharpe, Mr. Person, Mr. J. Johnston, Mr. Spaight and Mr. McCullock a Committe on their part, who will act jointly with such Gentlemen of the Senate as may be appointed to prepare and bring in a Bill of Attainder, a Bill repealing the Act making paper money a Tender in payment of Debts, &c., and a Bill for paying all private Debts and Contracts and making out a Table of Depreciation for such cases to which it may be applicable.

Ordered that Mr. Bryan, Mr. Bledsoe and Mr. Lockhart act on

the Committee, and that the following message be sent to the Commons:

Mr. Speaker and Gentlemen:

Mr. Bryan, Mr. Bledsoe and Mr. Lockhart on the part of this House will act with the Gentlemen by you appointed to prepare and bring in a Bill of Attainder, a Bill repealing an act making paper money a Tender in payment of Debts and a Bill respecting the payment of all private debts & contracts, &c.

Recd. from the Commons a bill to restrain the propagation of diseases among neat cattle. Endorsed in the House of Commons 19th April, 1782, read the second time, amended and passed.

Ordered said bill be read. The same being read the second time was rejected.

Recd. also a bill for dividing the Rowan Regiment of Militia into two separate and distinct Regiments. Endorsed in the House of Commons 22d April, 1782, read the first time & passed.

Ordered said bill be read. Read, passed the first time & sent the Commons.

Recd. likewise a bill to vest in Frederick William Marshall of Salem in Surry County, Esquire, the lands of the Unitas Fratrum in this State for the use of the said United Brethren and other purposes. Endorsed in the House of Commons the 23d April, 1782, read the second time, amended and passed.

Ordered said bills be read. Read, amended, passed the second time and sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for Concurrence a Resolve for giving the Thanks of the General Assembly to the Honorable Thomas Burke, Esquire.

The resolve referred to being read was agreed to and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

The resolve of your House declaring that the thanks of the General Assembly be given His Excellency Thomas Burke, Esquire, for his steady and constant attention to the duties of his Office, &c., we return you concurred with, and propose that the Speaker of this

Assembly be requested to communicate to His Excellency the sense of the two Houses on this Head.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This accompanies an address from the Officers of the North Carolina line which we propose referring to a joint Committee and have for that purpose on our part appointed Dr. Williamson, Mr. Jo. Hawkins, Mr. Nash and Mr. Winslow a Committee.

The address referred to being read, ordered that Mr. Lockhart, Mr. Baker and Mr. Grainger on the part of this House act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Lockhart, Mr. John Baker and Mr. Grainger will act with the Gentlemen by you appointed to consider of and report on the Memorial of the North Carolina Officers.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This accompanies two messages from His Excellency the Governor and the several papers therein referred to, which we propose referring to the joint Committee to whom the other State papers were referred. This House have appointed Mr. Macon, Mr. Spaight, Mr. Wilson, Mr. Cummins and Mr. Stephens a Committee, who will act jointly with such Gentlemen of the Senate as may be appointed to settle His Excellency the Governor's accounts agreeable to his Request.

Ordered that Mr. Wade and Mr. Kenan act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate agree that the Messages from His Excellency the Governor to the General Assembly of the 22d Instant be referred to the Committee to whom the other messages and the State Papers were referred. They have appointed Mr. Wade and Mr. Kenan, who will act jointly with the Gentlemen by you appointed to settle his accounts.

Recd. from the Commons a bill for levying a further tax of____ Shillings on every Hundred pounds value of taxable property in

the County of Camden for defraying the expense of completing the public Buildings thereof. Endorsed in the House of Commons 22d April, 1782, read the first time and passed.

Ordered said bill be read. Read, passed the first time & sent the Commons.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We return the report of the joint Committee appointed to consider of and report on the cases of Paroled officers concurred with by this House.

Recd. the report referred to in the foregoing message Endorsed in the House of Commons 22d April, 1872, concurred with.

Mr. Speaker and Gentlemen:

This House have on their part appointed Mr. McCullock, Mr. J. Macon, Mr. Wilson, Mr. Phifer & Mr. Young a Committee, who will act jointly with a Committee of the Senate to settle and report on the accounts of Mr. Sharpe agreeable to the Request herewith sent you.

Ordered that Dr. Guion and Mr. W. Baker act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Dr. Guion and Mr. William Baker on the part of this House will act with the Gentlemen by you appointed to examine and report on the accounts of Mr. Sharpe.

Recd. from the Commons the bill to vest in John Hay the property of certain lands in Duplin County. Endorsed in the House of Commons 23d April, 1782, read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. also a bill for the relief of persons who have suffered or may suffer by their deeds and Mesne Conveyances not being proved and registered within the time heretofore appointed by Law. Endorsed in the House of Commons 23d April, 1782, read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. likewise a bill for erecting a Prison in the County of Bertie. Endorsed in the House of Commons 23d April, 1782, read the first time & passed.

Ordered said bill be read. Read the first time, passed & sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith a Petition from John Ward & others which we propose referring to a joint Committee and have for that purpose on our part appointed Mr. Herndon, Mr. J. Macon, Mr. Payne, Mr. J. Johnston, Mr. Phifer and Mr. Gilbert a Committee.

The Petition referred to being read, ordered that Mr. Williams and Mr. Miller act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Williams and Mr. Miller will on the part of this House act with the Gentlemen by you appointed to report on the petition of John Ward and others.

On motion, agreed that Mr. Jones and Mr. Coor on the part of this House act with such Gentlemen as the House of Commons may appoint to inform the Honorable Alexander Martin, Esquire, of his late appointment to the Chief Magistracy of this State and to prepare an address to be presented him, and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have appointed Mr. Jones and Mr. Coor who will act jointly with such of your body as you may appoint to inform the Honorable Alexander Martin, Esq., of his late appointment to the Chief Magistracy of this State and to prepare an address to be presented him.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

This accompanies a Petition from Mary Wright of Wilmington, which we propose shall be referred to the Committee appointed to take under consideration the petition of John Hay.

The Petition above referred to being read was rejected.

Mr. Speaker and Gentlemen:

We send herewith the memorial of Thomas Clarke, Esquire, Colonel of the first Regiment of the North Carolina Continental Troops, which we propose shall be referred to the Committee appointed to take under consideration the address from the officers of the North Carolina line, together with the letter of Colonel Lytle of the 30th of January last.

The Memorial referred to in the above being read, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that Colonel Clarke's Memorial be referred to the Committee appointed to report on the Address from the North Carolina Officers to the General Assembly.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House have received the petition of Ambrose Ramsey and the message from your House proposing to refer the first part thereof to the Committee appointed to receive the returns of the District Auditors, &c., and the lattter to the Executive of this State, with which we do not concur, but propose that a joint committee be appointed to examine into the facts contained in the said petition and to settle the accounts agreeable to the Prayer thereof. The Commons have for that purpose on their part appointed Mr. H. Macon, Mr. Dodd, Mr. Newman and Mr. Johnston a Committee.

Ordered that Mr. Everagen and Mr. Bryan act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House agree that a joint committee examine and report on the facts contained in Colonel Ramsey's Petition and settle his accounts agreeable to the prayer thereof and have on their part for that purpose appointed Mr. Everagen & Mr. Bryan.

On motion agreed that Mr. Wade be added to the Committee of Propositions and Grievances and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House have added Mr. Wade to the Committee of Propositions and Grievances.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This accompanies a Memorial from John Taylor, Esquire, of Virginia and a Resolution of this House in consequence thereof, which we send for your concurrence.

The Memorial and resolve referred to in the foregoing message being read were ordered to lie on the table.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Phil. Hawkins and Mr. Sharpe to act jointly with the Gentlemen by you appointed to inform the Honorable Alexander Martin, Esquire, of his late appointment to the Chief Magistracy of this State and to prepare an address to be presented him.

Colonel Irwin presented sundry Memorials and petitions from the District of Salisbury, which being read, ordered that they be referred to the Committee of Propositions and Grievances and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

With this you will receive sundry Memorials and Petitions from the District of Salisbury which we propose referring to the Committee of Propositions and Grievances to report on.

Adjourned till tomorrow morning 9 o'clock.

TUESDAY, 24th April, 1782.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve for exempting Francis Falkner of Cumberland County from paying poll taxes.

The resolve referred to being read was agreed to and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

We return herewith the resolve of your House exempting Francis Falkner of Cumberland County from the payment of poll Taxes concurred with.

Recd. from the Commons a bill to prevent the stopping of the

passage of Fish up Neuse River. Endorsed in the House of Commons 24 April, 1782, read the first time & passed.

Ordered said bill be read.. The same being read the first time was rejected.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the joint Committee on the Memorial of Bennett Crafton, Major of the State Regiment, cond. with by this House.

The report referred to being read was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

With this we return you the report of the joint Committee on the Memorial of Major Crafton cond. with by this House.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This accompanies a petition from Jesse Darden and Joseph Herring which we propose referring to the Committee appointed to take under consideration the petition of John Hay.

The Petition referred to in the above message being read was ordered to lie on the Table.

Recd. from the Commons a bill for erecting a town on the lands of Colonel James Bonner. Endorsed in the House of Commons 24 April, 1782, read the second time and passed.

Ordered said bill be read. Read the second time, passed and sent the Commons.

Recd. from the Commons a bill to vest a certain tract of land in Robert Cummins. Endorsed in the House of Commons 24 April, 1782, read the first time and passed.

Ordered said bill be read. Read, passed the first time & sent the Commons.

Received also a Bill for dividing the Rowan Regiment of Militia into two separate and distinct Regiments. Endorsed in the House of Commons 24 April, 1872, read the second time and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Recd. likewise a bill to dock the Intail of certain Lands therein

mentioned. Endorsed in the House of Commons 24 April, 1782, read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This accompanies a petition from the Honorable Abner Nash, Esquire; the Commons in consequence thereof propose that the Committee appointed to settle the accounts of Mr. Sharpe also settle those of Mr. Nash.

The Petition referred to being read, ordered that the following message be sent the Commons:

The Senate agree that the Committee appointed to settle the accounts of Mr. Sharpe also settle the accounts of Mr. Nash.

Recd. from the Commons the following Bills, vizt.:

A bill to oblige the Inhabitants of Bladen County to attend Public Meetings with their arms. Endorsed in the House of Commons 24 April, 1782, read the first time and passed.

Received also a bill for ascertaining the Salaries of the Governor, Secretary and other Officers of the State. Endorsed in the House of Commons 24 April, 1782, read the first time and passed.

Ordered these bills be read. The same being read were passed the first time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

The Commons agree that the several memorials and Petitions from the District of Salisbury be referred to the Committee of Propositions and Grievances.

Recd. from the Commons a Bill for regulating the town of Edenton. Endorsed in the House of Commons 24 April, 1782, read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the first time and sent the Commons.

On motion agreed that Colonel Lockhart be added to the Committee appointed to take under consideration the Petition of Ambrose Ramsey, Esquire, and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have added Mr. Lockhart to the Committee appointed to take under consideration the petition of Ambrose Ramsey, Esquire.

Recd. from the Commons the bill for vesting power in the several County Courts within this State to levy such tax as they shall deem necessary for repairing, erecting and completing their public buildings and for other purposes. Endorsed in the House of Commons 24 April, 1782, read the first time and passed.

Ordered this bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill for the relief of persons who have suffered or may suffer by their deeds or Mesne Conveyances not being proved & registered within the time heretofore appointed by law. Endorsed in the House of Commons 24 April, 1782, read the second time, amended and passed.

Ordered said bill be read. Read the second time, passed and sent the Commons.

Received likewise the bill to prolong the time of saving Lotts in the several towns in this State. Endorsed in the House of Commons 24 April, 1782, read the second time, amended and passed.

Ordered this Bill be read. Read, passed the third time and sent the Commons.

Mr. Jones and Mr. Coor from the joint Committee appointed to prepare an Address to be presented the Honorable Alexander Martin, Esquire, informing him of the late vote of the General Assembly respecting the Chief Magistracy of the State reported the same as followeth:

To the Honorable Alexander Martin, Esquire, Governor, Captain-General and Commander-in-Chief in and over the State of North Carolina:

SIR:

On Monday the General Assembly proceeded to the choice of the Chief Magistrate to preside in the Executive department of the Government of the State, when you, sir, was elected to that high and important office by joint ballot of both Houses.

The many great and fortunate events atchieved in the Course of

the last year by the military skill of General Washington, Count De Rochambeau and Genl. Greene, the gallant conduct of the Officers and the bravery of the Troops of the United States and of our illustrious ally have entirely changed the fame of our affairs, the Clouds which overcast the political Horison of America are dispersed and Joy and Smiling Hopes of future success have succeeded in their place, yet much remains to be done to effect the completion of our wishes and establish the independence of the United States on a solid Basis.

In a happier hour you are elected by the voice of your Country Successor to our late worthy and able Governor, and it gives me peculiar pleasure to have at the Head of the Executive department a Gentleman on whose ability, Firmness ond Integrity we can rely with the utmost confidence.

We assure you, Sir, that nothing shall be left undone on the part of the Legislature which may lead to the general defence and to make your administration easy, happy and honorable.

To you therefore, Sir, as the first Executive Magistrate of this State, we commit and deliver the *Bill of Rights and the Constitution*, the one ascertaining the civil and political rights of the Freemen of this Country, the other giving existence to your office and the present happy form of Government. That the same under your guardian care may be preserved inviolate, supported, maintained and defended, we present you with this sword as an emblem of that power and authority with which you are invested for the defence of the State and the Rights and Liberties of the People.

We do, therefore, announce and proclaim you, Alexander Martin, Esquire, Governor, Captain-General and Commander-in-Chief in and Governor over the State of North Carolina; of which all the good and liege people of the same are to take notice and govern themselves accordingly.

The foregoing report being read was agreed to and ordered to be sent the Commons with the following message:

Mr. Speaker and Gentlemen:

With this you will receive the report of the joint Committee appd. to inform the Honl. Alexander Martin, Esquire, of the late vote of the General Assembly respecting the Chief Magistracy of

this State and to propose an address to be presented him, Concurred with by this House.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith a Petition from the standing Committee of people called Quakers for your perusal.

The petition above referred to being read, ordered that Mr. Williams and Mr. Lockhart on the part of this House be a Committee to report thereon and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have with your message received the Petition from the standing Committee of the people called Quakers and propose that the same be committed and have for that purpose on their part appd. Mr. Williams and Mr. Lockhart a Committee.

Recd. also the following message:

Mr. Speaker and Gentlemen:

We send herewith the petition of John Speers which we propose referring to a joint Committee, and have for that purpose appointed Dr. Williamson, Mr. Ramsey and Mr. Gillispie a Committee on our part.

This Petition being read, ordered that Mr. Hill and Mr. Atkins act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Hill and Mr. Atkins on the part of this House will act with the Gentlemen by you appointed to consider of the Petition of John Speers.

Adjourned until tomorrow morning 9 o'clock.

THURSDAY, 25th April, 1782.

Met according to adjournment.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return herewith the report of the joint committee appointed to inform the Honorable Alexander Martin, Esquire, of the late

vote of the Generel Assembly respecting the Chief Magistracy of this State and to prepare an address to be presented him, concurred with by this House.

Recd. the address referred to endorsed in the House of Commons 24 April, 1772, concurred with.

Mr. William Cocke, the member for the County of Washington, and Mr. Andrew Bass, the member for the County of Wayne, appeared, produced their respective certificates, qualified agreeable to law and took their seats.

Read the Petition of David Marshall of the town of New Bern praying. Ordered that the same be referred to the Committee appointed to take under consideration the Petition of Mr. John Hay, with the addition of Mr. Hill thereto, and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Petition of David Marshall of the town of New Bern herewith sent you we propose referring to the Committee appd. to take under consideration the Petition of Mr. John Hay, to which committee we have added Mr. Hill.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the Petition of Colonel Ambrose Ramsey concurred with by this House.

The report referred to being read was rejected, whereupon

Resolved, that Colonel Ambrose Ramsey be permitted to send as much tobacco to Charles Town as will be sufficient to discharge the debts he may have contracted with any of the Inhabitants of said Town during his continuance there as a prisoner of war, provided the same doth not exceed thirty-six hundred weight.

Ordered that the foregoing resolve with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House have thought proper to reject the report of the Committee on the Petition of Ambrose Ramsey, Esquire, and propose that the resolve herewith sent you be published in lieu of a part thereof:

It is our opinion that the Committee appointed "to receive the

returns from the District Auditors and settle the accounts of the County Commissioners," do settle his accounts for monies he may have received from the Treasury on public account and make report thereof.

Recd. Quaker message.

The House resumed the consideration of the resolve of the Commons of the 22rd Instant, respecting certain lands in dispute between John Taylor & Edmund Pendleton, Esquires, of Virginia, and certain citizens of this State, Resolve that the same be rejected, whereupon

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House received the message and resolve of yours of the 20th Instant declaring that the General Assembly of this State would, agreeable to the petition of John Taylor, Esquire, on Friday next hear the contending parties respecting certain lands in dispute between himself and Edmd. Pendleton, Esq., of Virginia on the one part, and certain citizens of this State on the other part, which we have thought proper to reject and propose that a hearing of this matter be had in presence of both Houses of the Legislature in the Church on Tuesday next.

On motion, agreed that Mr. Grainger have leave of absence during the remaining part of this session.

Adjourned until tomorrow morning 9 o'clock.

FRIDAY, 26th April, 1782.

Met according to adjournment.

Colonel Lockhart, from the joint Committee appd. to take under consideration the Petition from the standing Committee of the people called Quakers, reported as followeth:

The Committee appointed to take under consideration the petition from the standing Committee of the people called Quakers report

That your Committee are of opinion that the said petition ought to be rejected, for that it would be of dangerous consequence to the Community at large to tolerate the owners of slaves to set them free.

SAML. LOCKHART, Ch.

The House taking the aforegoing report into consideration cond. therewith and ordered that it be sent with the following message to the House of Commons:

Mr. Speaker and Gentlemen:

With this we send you the report of the joint Committee on the Petition of the people called Quakers, cond. with by this House.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith a Petition from a number of people called Quakers in the Western Quarter, which we propose referring to a joint Committee, and have for that purpose on our part appd. Mr. Crawford, Mr. Phifer, Mr. Branch & Mr. Bugge a Committee.

Ordered that Mr. Cocke, Mr. Everagen and Mr. Sheppard act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have appd. Mr. Cocke, Mr. Everagen and Mr. Sheppard a Committee who will act jointly with the Gentlemen by you appd. to consider of the Petition of the people called Quakers in the Western Quarter.

Read a Representation from the Secretary of State showing, &c.

Ordered that the same be referred to the Committee appointed to settle the accounts of Mr. Sharpe and that the following message be sent the Commons.

Mr. Speaker and Gentlemen:

With this you will receive the representation of James Glasgow, Esquire, Secretary of State, which we propose referring to the Committee appointed to settle the accounts of Mr. Sharpe.

Recd. from the Commons a Bill to amend an act entitled an Act for the relief of such persons as have taken Paroles & for other purposes. Endorsed in the House of Commons 26 April, 1782. Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons a Bill to vest in Fredk. Wm. Marshall of Salem in Surry County, Esq., the lands of the Unitas Fratrum

in this State for the use of the said United Brethren and other purposes. Endorsed in the House of Commons 25 April, 1782, Read the third time, amended and passed.

Ordered said bill be read, the same being read was amended by consent of the Commons, passed and ordered to be Engrossed.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

This House agree to postpone hearing the contending parties respecting certain lands in dispute between John Taylor & Edmd. Pendleton, Esquires, of the one part, of Virginia, and certain citizens of this State on the other until Friday next, agreeable to your proposition on that head.

Mr. Speaker, &c.:

We return herewith the resolve of your House entered into in consequence of the Petition of Ambrose Ramsey, Esq., cond. with. We agree that the committee appointed to receive the Returns of the district auditors and settle the accts. of the County Commissioners do also settle his accounts.

Recd. the resolve referred to, endorsed in the House of Commons 25 April, 1782, concurred with.

Recd. from the Commons a bill for docking and destroying Intails. Endorsed in the House of Commons 26 April, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill for giving an Equity Jurisdiction to the Superior Courts. Endorsed in the House of Commons 26 April, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We return herewith the Report of the joint Committee on the Petition of the people called Quakers, cond. with by this House.

Mr. Speaker and Gentlemen:

This House agree to refer the Petition of D. Marshall to the Committee to whom was referred the Petition of John Hay.

The House resuming the Consideration of the Petition of Jesse Darden and Joseph Herring, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House agree that the Petition of Jesse Darden and Jos. Herring be referred to the Committee appd. to take under consideration the Petition of Mr. John Hay.

Read a rect. and Certificate respecting a Saddle taken for public use from James Bezell of Duplin County, whereupon

Resolved, that the Auditors for the District of New Bern do allow therefor to the said Bezell the sum of 44/ specie.

Ordered that with the aforegoing resolve the following message be sent the Commons:

Mr. Speaker, &c.:

We send for concurrence a resolve in favour of James Bezell of Duplin County.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Nash, Col. Phil. Hawkins and Mr. Phifer a Committee who will act jointly with such Gentlemen of your Body as may be appointed to prepare and bring in a bill for appointing one place for holding the General Assembly at hereafter.

Ordered that Genl. Lock, Col. Irwin & Mr. Coor act on this Committee and that the following message be sent the Commons:

Mr. Speaker, &c.:

Mr. Lock, Mr. Irwin and Mr. Coor will act with the Gentlemen by you appointed to prepare and bring in a bill for appointing a place at which the General Assembly hereafter shall be held.

Recd. also the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of the Revd. Henry Patello and John Springer, which we propose referring to a joint Committee, and have for that purpose appointed on our part Dr. Williamson, Mr. Spaight, Mr. Nash, Mr. Avery and Mr. J. Moore a Committee.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Jones, Mr. Macon and Mr. Williams will, with the Gentlemen by you appointed, consider of and report on the Petition of the Revd. Mr. Patello and Mr. John Springer.

Recd. also the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of Sarah Brashman, which we propose referring to the Committee to whom was referred the Petition from the people called Quakers in the Western Quarter.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that the Petition of Sarah Brashman be referred to the Committee appointed to take under consideration the Petition of the People called Quakers in the Western Quarter.

Recd. from the Commons a Bill for appointing Commissioners to examine the claims of Thomas Clarke and others against the estate of James Murray and other purposes therein mentioned. Endorsed in the House of Commons 26 April, 1782, Read the second time, amended and passed.

Ordered said bill be read. The same being read was amended, passed the second time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of Martha Thompson, which we propose referring to a joint Committee to examine and report upon, and have for that purpose on our part appointed Dr. Williamson, Mr. Thomas, Mr. Bryan, Mr. McCawley and Mr. Phil. Hawkins a Committee.

We send a Petition from sundry refugees from South Carolina and Georgia for your perusal.

Ordered that Mr. Blount, Mr. Whedbee and Mr. Cocke act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that the Petition of Martha Thompson be referred to a joint Committee, and for that purpose have on our part ap-

pointed Mr. Blount, Mr. Whedbee and Mr. Cocke, who will act jointly with the Gentlemen by you appointed for that purpose.

On motion, agreed that Mr. Hill have leave of absence until Tuesday next.

Adjourned until tomorrow 9 o'clock.

SATURDAY, 27 April, 1782.

Met according to adjournment.

Recd. from the Commons a Bill to suppress excessive gaming. Endorsed in the House of Commons 23 April, 1782, Read the first time and passed.

Ordered this Bill be read. Read, amended, passed the first time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House propose referring the Settlement of the accounts of the late General Davidson to the Committee to whom was referred the Memorial of the Continental officers, agreeable to the request of Mr. Sharpe herewith sent you.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that the Committee to whom was referred the Mem. of the Continental Officers settle the accounts of the late General Davidson.

Received from the Commons the following messages:

Mr. Speaker and Gentlemen:

The Commons agree to refer the Representation of the public Secretary to the Committee appointed to settle the accounts of Mr. Sharpe.

Mr. Speaker and Gentlemen:

We send herewith for your perusal a letter from James Davis, Esq., and the resignation of Mem. Hunt.

Mr. Speaker and Gentlemen:

We send herewith the Proceedings of a Board of Officers of the North Carolina line and a resolve of this House permitting certain officers therein mentioned to return on half pay in consequence thereof for your concurrence.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The resolve of your House permitting certain officers of the Continental line belonging to this State to retire on half pay we return you concurred with.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of John Birdsong, which we propose referring to the Committee to whom was referred the Petition of Ambrose Ramsey.

The Petition of Mr. Birdsong referred to being read, was ordered to lie for consideration.

Whereas, many of the Officers and other Inhabitants of this State, late prisoners in Charlestown, have been under the necessity of contracting debts with the merchants and others of that place,

Resolved, that his Excellency the Governor, with the advice of Council of State, do whatever it may appear necessary, grant permission to persons under the aforesaid circumstances to transport such quantities of Tobacco to Charlestown as will be sufficient to discharge the debts by them contracted as aforesaid.

Ordered that the above resolve with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a Resolve in favour of such officers and other Citizens of this State who when in captivity with the Enemy at Charlestown have been under the necessity of contracting debts with the merchants and others of that place.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

The Resolve of your House in favour of James Seawell we return you herewith concurred with.

Recd. the resolve referred to in the foregoing message. Endorsed in the House of Commons 27 April, 1782, concurred with.

Recd. from the Commons a Bill to repeal an act entitled an act investing the property of a bridge or causeway in Gideon Lamb, his Heirs and assigns, by him already built through the great dismal Swamp from Lebanon to Camden County, for the term of

twenty-five years. Endorsed in the House of Commons 27 April, 1782, Read the first time and passed.

Ordered this Bill be read. The same being read was passed the first time and sent the Commons.

Recd. from the Commons a Bill for docking and destroying Intails. Endorsed in the House of Commons 27 April, 1782, Read the second time and passed.

Ordered this bill be read. The same being read was amended, passed the second time and sent the Commons.

Recd. also the bill to prolong the time of saving Lotts in the several Towns in this State. Endorsed in the House of Commons 27 April, 1782, Read the third time and passed.

Ordered said Bill be read. Read, passed the third time and ordered to be engrossed.

Recd. likewise a bill for dividing the district of Salisbury. Endorsed in the House of Commons 27 April, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons the Bill for extending the Boundary line between this State and the Cherokees and other purposes. Endorsed in the House of Commons 27 April, 1782, Read the first time and passed.

Ordered said bill be read. Read the first time, passed and sent the Commons.

Colonel Wade moved for leave and presented a Bill to appoint Commissioners for fixing on a place within the County of Anson to build a Court House, Prison and Stocks and other purposes therein contained, which was read the first time, passed and sent the Commons.

Recd. from the Commons a Bill to encourage Caleb Grainger to build a bridge over Smith's Creek at the place where the late bridge stood in New Hanover County. Endorsed in the House of Commons 27 April, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return herewith the resolve of your House in favour of such Officers and other Citizens of this State who when in captivity with the Enemy at Charlestown have been under the necessity of contracting debts with the merchants and others of that place, concurred with by this House.

Recd. from the Commons a bill to encourage Caleb Grainger to build a bridge over Smith's Creek at the place where the late Bridge stood. Endorsed in the House of Commons 27 April, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill to repeal such laws which make paper money a legal tender in the payment of private debts and contracts and for other purposes. Endorsed in the House of Commons 27 April, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Adjourned until Monday morning 9 o'clock.

MONDAY, 29 April, 1782.

Met according to adjournment.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith for your concurrence a Resolve of this House respecting the appointment of Justices of the Peace made at Halifax and Wake sessions.

The resolve referred to being read, was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

The resolve of your House respecting the appointment of Justices of the Peace made at Halifax and Wake sessions we return you concurred with.

Recd. from the Commons a Bill for erecting a town on the lands of Colonel James Bonner. Endorsed in the House of Commons 26 April, 1782, Read the third time and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of Waightstill Avery, Esquire, and the Petition of Charles Vandiver, which we propose referring to the Committee of Propositions and Grievances.

Ordered that the following message be sent:

Mr. Speaker and Gentlemen:

Your proposition respecting the Petition of W. Avery, Esquire, and the Petition of Chas. Vandiver we agree to.

Received from the Commons a Bill for raising a Revenue for the support of Government. Endorsed in the House of Commons 29 April, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Read a Petition from the Officers of Rutherford County in favour of the wife of George Russell, late of Rutherford County, praying, &c.

Ordered that the same be referred to the Committee of Propositions and Grievances and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the Petition of sundry officers of Rutherford County, herewith sent you, in favour of the wife of George Russell and the Petitions of William Landsell and Isaac Newton be referred to the Committee of Propositions and Grievances.

Recd. from the Commons the bill to oblige the Inhabitants of Bladen County to attend public meetings with their arms. Endorsed in the House of Commons 29 April, 1782, Read the second time and passed.

Ordered said bill be read. Read, amended, passed the first time and sent the Commons.

Recd. also a Bill for appointing the place at which the future Assemblies shall be held. Endorsed in the House of Commons 29 April, 1782, Read the first time and passed

Ordered this bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the petition of Timothy Bloodworth, Esquire, and propose that the Committee appointed to settle the accounts of Mr. Sharpe do also settle the accounts of Mr. Bloodworth agreeable to the prayer of his said Petition.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that the Committee appointed to settle the accounts of Mr. Sharpe settle likewise the accounts of Mr. Bloodworth.

Read a letter from Mr. George Clause of New Bern respecting a Bill of exchange drawn in this State in his favour by the Marquis De Britigney, Whereupon

Resolved, that it be recommended to his Excellency the Governor to accept the bill of exchange, dated 12 Oct., 1781, drawn on this State by the Marquis De Britigney for 740 Spanish Milled Dollars in favour of Mr. George Clause of New Bern, and order the payment thereof in specie out of the public Treasury, or to order the same paid at cash Prices out of any public Tobacco or pork in the hands of any persons in this State, delivering the same in New Bern or Washington at the option of the said Mr. George Clause.

Ordered that the foregoing resolve with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a Resolve relative to a bill of exchange drawn on this State by the Marquis De Britigney in favour of Mr. George Clause of New Bern.

On motion, ordered that a writ of Election issue for the County of Guilford for one member in the stead of the Honourable A. Martin, Esquire, and that this election be held on the 20th and 21st days of May next.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We have read the Petition of sundry Officers of Rutherford County in favour of the wife of George Russell and the Petition of Wm. Lansdell and Isaac Newton, and agree that they be referred to the Committee of Propositions and Grievances.

Mr. Speaker and Gentlemen:

We send herewith a message from His Excellency the Governor and the resignation of Benjamin Cleveland.

Mr. Speaker and Gentlemen:

We send herewith a Petition from the Inhabitants settled on Cumberland River, which we propose referring to a joint Committee, and have for that purpose on our part appointed Mr. Sharpe, Mr. Shelby, Mr. Bryan, Mr. Avery and Mr. P. Hawkins a Committee.

Ordered that Mr. Isaacs, Mr. Bledsoe and Mr. Shepperd act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Bledsoe, Mr. Isaacs and Mr. Shepperd will act jointly with the Gentlemen by you appointed to report on the Petition from the Inhabitants settled on Cumberland River.

Recd. from the Commons a Bill to alleviate in some degree the distressed inhabitants of the several Counties in the district of Wilmington. Endorsed in the House of Commons 29 April, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Dr. Guion from the joint Committe to whom was recommitted the Representation from the Secretary of the State reported as follows:

The Committee to whom was referred the Representation of the Secretary of State having taken the same into consideration, do report

That it appears to your Committee, on examining the accounts and vouchers of the Secretary of State, that after deducting the sums by him received there remains due from the public to him for cash advanced, expresses, Contingencies of Office and for defraying the expences of removing the public Records belonging to this State the sum of two hundred and one pounds nine shillings specie.

Your Committe are of opinion that adequate Fees be allowed by law for private services in the Secretary's office. All which is Submitted.

ISAAC GUION, Ch.

Adjourned until tomorrow morning 9 o'clock.

TUESDAY, 30 April, 1782.

Met according to adjournment.

Pursuant to appointment both Houses now convened in the Church to hear and determine on the claim of Edmund Pendleton and John Taylor, Esquires, of Virginia on the one part and citizens of this State on the other part respecting a tract of land lying on Reedy or West Creek, and after some time spent therein each branch of the Legislature repaired to its respective House.

Received from His Excellency the Governor the following message, vizt.:

The Governor requests the members of the respective Counties of the district of Salisbury and Hillsborough to ascertain as near as may be the number of Militia therein and make return thereof to him, as no returns of those districts have yet come to hand. He wishes by this to form an estimate of the strength of the State and lay the same before the General Assembly, so necessary for them in their present deliberations.

Ordered that His Excellency's the Governor's message be referred to the members of the district of Hillsborough and Salisbury and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the message from His Excellency the Governor, herewith sent you, be referred to the members of the districts of Hillsborough and Salisbury.

Adjourned until tomorrow 9 o'clock.

WEDNESDAY, 1 May, 1782.

Met according to adjournment.

Colonel John Williams, from the joint Committee appointed to take under consideration the Petition of John Ward and others, reported as followeth:

The Committee appointed to take under consideration the Petition of John Ward, Elias Burguon, Joshua Rains and Solomon Ward of Dobbs and Pitt Counties, report

That your Committee are of opinion that the Petitioners ought, in Justice and Equity, to have a right in Fee Simple to the Six Hundred and forty acres of land mentioned in said petition, and

that the said Patent be confirmed by an act of this General Assembly, which is submitted.

JOHN WILLIAMS, Ch.

The foregoing report being read, was agreed to and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the Petion of John Ward and others concurred with by this House.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of Henry Williams, which we propose referring to the Committee appointed to settle the accounts of Mr. Sharpe.

Ordered that the following message be sent the Commons:

Mr. Speaker, &c.:

We agree that the Petition of Henry Williams be referred to the Committee appointed to settle the accounts of Mr. Sharpe.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith for your concurrence a resolve recommending for Continental Commissions the Officers mentioned in the arrangement made by a Board of Officers of the North Carolina line March 30, 1782.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The resolve of your House respecting the arrangement of the Officers of the North Carolina line we return you concurred with.

Recd. from the Commons a Bill for finishing the Court House in the town of Windsor in Bertie County and other purposes and a Bill to repeal an act entitled an act to suppress excessive gaming. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill to encourage Caleb Grainger to build a bridge over Smith's Creek at the place where the late bridge stood in New

Hanover County. Endorsed in the House of Commons 30 April, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the petition of John Crawford, which we propose referring to the Committee appointed to hear and report on such reasons as may by any officers of this State who have taken paroles be urged in justification of their having so done instead of the Committee of Propositions and Grievances.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate agree that the Petition of John Crawford be referred to the Committee appointed to hear and deliver in such reasons as may by any officers of this State who have taken paroles be urged in justification of their having so done.

Recd. from the Commons a Bill to confirm certain Patents to them specified, issued in Virginia, for lands which on the extension of the Boundary line between this State and that are found to lie within the State of North Carolina. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a Bill for dividing the Counties of Hyde, Currituck and Carteret and for establishing a new County by the name of _____. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered said bill be read. The same being read was rejected.

Recd. from the Commons a Bill for dividing the Rowan Regiment of Militia into two separate and distinct Regiments. Endorsed in the House of Commons 1 May, 1782, Read the third time and passed.

Ordered said bill be read. The same being read, was amended by consent of the Commons, passed the third time and ordered to be engrossed.

Recd. from the Commons a bill for appointing a place for the

future meeting of the General Assembly. Endorsed in the House of Commons 1 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Recd. from the Commons a bill for appointing Commissioners to fix on a place to build a Court House, Prison and Stocks in the County of Wayne. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons a bill to amend an act entitled an act for the relief of such persons of a particular description as have taken paroles and for other purposes. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons a bill for appointing Commissioners to examine the claims of Thomas Clarke and others against the estate of James Murray and other purposes therein mentioned. Endorsed in the House of Commons 29 April, 1782, Read the third time and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed & ordered to be engrossed.

Recd. from the Commons the following message:

Mr. Speaker, &c.:

We send for concurrence a resolve allowing William Bryan, Esquire, of Craven County, £100 Specie.

The resolve referred to being read was rejected.

Recd. from the Commons a Bill to confirm the right of a certain Patent therein mentioned. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for your concurrence a resolve of this House allowing Benjamin Wade of Granville County a certain sum therein mentioned.

The resolve referred to being read was rejected.

Recd. from the Commons a Bill for docking and destroying Intails. Endorsed in the House of Commons 1 May, 1782, Read the third time and passed.

Ordered said bill be read, the same being read was rejected.

Recd. from the Commons a bill for the promotion of learning in the District of Edenton. Endorsed in the House of Commons 19th April, 1782, Read the second time and passed.

Ordered said bill to be read. Read, passed the second time and sent the Commons.

Received from the Commons the following messages:

Mr. Speaker and Gentlemen:

We return the report of the joint Committee on the Petition of John Ward and others concurred with by this House.

Recd. the report concurred with.

Mr. Speaker and Gentlemen:

This House agree that the message of his Excellency the Gov., referred to in your message, be referred to the members of the Districts of Salisbury and Hillsboro.

Recd. from the Commons a bill for dividing the district of Salisbury. Endorsed in the House of Commons 1 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Read the Memorial of John Devane of New Hanover County, praying, &c., Whereupon

Resolved, that the assessment of the property of the said John Devane made by the assessors of Duplin County be and the same is hereby declared illegal and void. And resolved further, that the said Devane be assessed and pay taxes in like manner as the other Inhabitants of New Hanover County, in proportion to his assessable property for the year 1781.

Ordered that the foregoing resolve with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of John Devane of New Hanover County, together with his Petition.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for your concurrence the report of the joint Committee on the Petition of Martha Thompson, concurred with by this House.

The report referred to being read was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

You will herewith receive the report of the joint Committee on the Petition of Martha Thompson, concurred with.

Recd. from the Commons a bill for levying a further tax of—— shillings on every hundred pounds value of taxable property in the County of Camden for defraying the expence of compleating the public Building thereof. Endorsed in the House of Commons 1 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Recd. also a bill to establish a department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller. Endorsed in the House of Commons 1 May, 1782, Read the first time & passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

On motion, agreed that Mr. Ferebee and Mr. Medlock have leave of absence during the remaining part of this session.

Adjourned until tomorrow morning 9 o'clock.

THURSDAY, 2 May, 1782.

Met according to adjournment.

Received from the Commons a bill to amend an act passed at New Bern 2d day of May, 1778, entituled an act to impower the Courts of pleas and quarter sessions in this State to order the laying public roads and establish and settle ferries and other purposes therein mentioned. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill to amend an act entituled an act for dividing

Tryon County and other purposes. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered this bill be read. Read, passed the first and sent the Commons.

Recd. likewise a bill to impower the Commissioners therein mentioned to repair the public buildings in the town of Hillsborough. Endorsed in the House of Commons 1 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons a Bill to dock the Intail of certain lands therein mentioned. Endorsed in the House of Commons 1 May, 1782, Read the second time and passed.

Ordered said bill be read, the same being read the second time was rejected.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of Thomas Kilpatrick, which we propose referring to the Committee of Propositions and Grievances.

The Petition referred to being read, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate agree that the Petition of Thomas Kilpatrick be referred to the Committee of Propositions and Grievances.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the resolve of your House in favour of John Devane of New Hanover County, concurred with by this House.

Recd. the resolve referred to. Endorsed in the House of Commons 1 May, 1782, concurred with.

Received from the Commons a bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing the same and collecting the public taxes. Endorsed in the House of Commons 2 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill for appointing Commissioners for the purpose

of carrying on and completing the Building of a Court House, Prison and Stocks in the County of Caswell. Endorsed in the House of Commons 2 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons a bill to confirm certain Patents therein specified, issued in Virginia for lands which on the extension of the boundry line between this State and that are found to be within the State of North Carolina. Endorsed in the House of Commons 1 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, amended, passed the second time & sent the Commons.

Recd. from the Commons a Bill for levying a specific provisional tax for defraying continguences and supporting the armies of the United States for the year 1782. Endorsed in the House of Commons 2 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill for raising troops to compleat the Continental Battalions of this State. Endorsed in the House of Commons 2 May, 1782, Read the first time and passed.

Ordered this bill be read. Read, amended, passed the first time and sent the Commons.

Mr. Speaker and Gentlemen:

We propose that the recommendation of the Court of Caswell County in favour of William Korsey and John Swayney, and the Petitions of William McClean and Younger Burt, herewith sent you, be re-referred to the Committee of Propositions and Grievances.

Read the recommendation of the Court of Franklin County in favour of Daniel Lasley, James Morley and Jane Bledsoe, poor infirm people of said County, Whereupon

Resolved, that the said Daniel Lasley, James Morley and Jane Bledsoe of the County aforesaid be and they are hereby respectively exempted from the payment of public taxes.

Read the recommendation of Jones County in favour of Talus Bumpas, an infirm man, whereupon

Resolved, that the said Talus Bumpas be and he is hereby declared exempt from paying poll taxes.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of Daniel Lasley, James Morley and Jane Bledsoe of Franklin County and a Resolve in favour of Talus Bumpas of Jones County.

Read the affidavit of Hezekiah Marrett of Jones County respecting a claim on the public by him lost, whereupon

Resolved, that it be recommended to the Board of Auditors for the District of New Bern to issue a certificate in favour of Hezekiah Marrett for the sum of £400 State Currency in lieu of one for the like sum by him obtained from said Board in March, 1781, which is since lost.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of Hezekiah Marrett of Jones County.

Recd. from the Commons a Bill for the security of the Bank of North Carolina. Endorsed in the House of Commons 2 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Read a receipt for thirty bushels of Corn & sixty dozen sheaves of wheat furnished by Benjamin Orman of Lincoln County for the use of a British Flag of Truce, whereupon

Resolved, that the Auditors of the District of Salisbury do grant a certificate to said Orman for the amount thereof, charge the same to his Britannic Majesty and transmit a Copy of such charge to the Commissary of Prisoners in this State.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of Benjamin Orman of Lincoln County.

Recd. from the Commons a bill to amend an act entituled an act for the relief of such persons of a particular description as have taken paroles and for other purposes. Endorsed in the House of Commons 2 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We send herewith a Resolve allowing Thomas Tynes a certain sum therein mentioned; also a Resolve allowing John Stewart a certain sum therein mentioned for your concurrence.

These resolves being read the first was agreed to and the latter rejected.

Mr. Speaker and Gentlemen:

You will herewith receive your resolve in favour of Thomas Tynes, concurred with.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send you for concurrence a resolve for exempting Lazarus Benton and William Watson from the Payment of poll taxes.

Mr. Speaker and Gentlemen:

With this you will receive the Resolve of your House exempting Lazarus Benton and William Watson from the payment of Poll Taxes, concurred with.

Recd. from the Commons a bill for the promotion of learning in the District of Edenton. Endorsed in the House of Commons 2 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Read a Remonstrance and Petition from a number of the Inhabitants of the District of Salisbury. Ordered that it be sent to the Commons with the following message:

Mr. Speaker and Gentlemen:

We send you herewith for your perusal a Remonstrance and Petition from a number of Inhabitants of the District of Salisbury.

Recd. from the Commons a Bill for the relief of persons who have suffered or may suffer by their deeds and mesne conveyances not being proved and registered within the time heretofore appointed by law. Endorsed in the House of Commons 26 April, 1782, Read the third time, amended and passed.

Ordered said bill be read. The same being read was amended by consent of the Commons, passed and ordered to be Engrossed.

Recd. from the Commons the bill to confirm certain Patents therein specfied, issued in Virginia for lands which on the extension of the Boundary line between this State and that are found to lie within the State of North Carolina. Endorsed in the House of Commons 2 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be engrossed.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of William Hannah, which we propose referring to the joint Committee appointed to take under consideration the Petition of the Quakers in the Western Quarter. We propose that the Petitions of Waightstill Avery, of Charles Vandiver and of Thomas Kilpatrick be also referred to the same Committee.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen;

We agree that the Petitions of William Hannah, Waightstill Avery, Esq., and Charles Vandiver and Thomas Kilpatrick be referred to the Committee appointed to take under consideration the petition of the Quakers in the Western Quarter.

Adjourned until tomorrow morning 6 o'clock.

FRIDAY, 3 May, 1782.

Met according to adjournment.

Thomas Gray, Esquire, the member for the County of Johnston, appeared, produced his certificate, qualified agreeable to law and took his seat.

Colonel Wade, from the joint Committee to whom was referred the settlement of the accounts of Thomas Burke, Esquire, late Governor of this State, reported as followeth, vizt.:

That your Committee having examined the accounts, find that he hath on hand Five Thousand Dollars Currency, which he will pay into the Treasury when demanded.

That we find 34,106 Dollars were taken with his baggage, which we are of opinion should not be charged him.

That we find a balance due to him on his Specie account as per the within, his Salary included, of Four Hundred and fifty pounds Specie, exclusive of his Expences when a prisoner at Charlestown, the account of which hath not been received by him, which accounts when they come to hand we are of opinion should be allowed.

THOMAS WADE, Ch.

The aforegoing report being read was concurred with & the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

With this you will receive the report of the joint Committee on the accounts of Thomas Burke, Esquire, late Governor of this State, concurred with by this House.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee to whom was referred the Petition of Henry Williams, concurred with by this House, and a resolve in consequence thereof for your concurrence.

The resolve referred to being read was agreed to, &c.

Mr. Speaker and Gentlemen:

We return the report of the joint Committee to whom was referred the Petition of Henry Williams and the resolve of your House entered into in consequence thereof, concurred with.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return you the report of the joint Committee to whom was referred the Representation of the Secy. of State, cond. with by this House.

Recd. the report cond. with.

Mr. Speaker and Gentlemen:

We return the resolve of your House in favour of Hezekiah Marrett, cond. with by this House.

Recd. the resolve referred to. Endorsed in the House of Commons 2 May, 1782, concurred with.

Recd. from the Commons a Bill to oblige the Inhabitants of Bladen County to attend the public meetings with their arms.

Endorsed in the House of Commons 2 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. from the Commons a bill for ascertaining the Salaries of the Governor, Secretary and other Officers of the State. Endorsed in the House of Commons 2 May, 1782, Read second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Recd. also a bill to amend an act entituled an act for dividing Edgecomb County and for other purposes therein mentioned. Endorsed in the House of Commons 3 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time & sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petition of Mr. McCawley & John Branch, which we propose referring to the Committee to whom was referred the settlement of Mr. Sharpe's accounts.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that the Petition of William McCawley & John Branch, Esquires, be referred to the Committee appointed to settle the accounts of Mr. Sharpe.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Mem. of Rd. Nassau Stephens, which we propose referring to the Committee to whom was referred the Petition of John Hay.

Ordered, &c.

Mr. Speaker and Gentlemen:

We agree that the Mem. of Rd. Nassau Stephens be referred to the Committee appointed to take under consideration the Petition of Mr. John Hay.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the resolve of your House in favour of Benjamin Oram, cond. with by this House.

Mr. Speaker and Gentlemen:

This House propose that the Remonstrance and Petition from a number of the Inhabitants of the District of Salisbury be referred to the Committee of Propositions & Grievances.

Ordered, &c.

Mr. Speaker and Gentlemen:

The Senate agree that the Remonstrance and Petition from a number of the Inhabitants of Salisbury District be referred to the Committee of Propositions and Grievances.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We agree that the recommendation of the Court of Caswell County in favour of William Korsey and John Swayney and the Petition of William McClean and Younger Burt be referred to the Committee of Propositions and Grievances. This House cannot concur with the resolve of your House exempting Daniel Lasley, Jas. Morley, Jane Bledsoe and Talus Bumpas from paying taxes, but agree that they be exempted from paying poll taxes.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate agree that Talus Bumpas be exempted from the payment of poll taxes only.

On motion, resolved that the Treasurers of this State respectively do pay and deliver the printed certificates of seven thousand five hundred dollars each, intended as a bounty for the volunteers, Drafts or Substitutes raised for Continental service by act of the General Assembly passed in Feb., 1781, which have not been applied agreeable to the said act to the persons entituled to receive the same, provided they produce a discharge or other sufficient proof of the service, or that the person applied for died in such service or was taken prisoner by the enemy.

Ordered that the above resolve with the following message be sent the Commons.

Mr. Speaker and Gentlemen:

We send for concurrence a Resolve respecting the printed certificates issued in virtue of an act of Assembly passed in February, 1781.

Recd. from the Commons a Bill directing the sale of confiscated property. Endorsed in the House of Commons 3 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

The Commons propose balloting at 4 o'clock this evening for delegates to represent this State in Congress the current year, a Council of State, a Judge of the Court of Admiralty and a Marshal for Port Brunswick and an Attor. General, and for a place at which the future Assemblies shall be held, and put in nomination for Delegates Abner Nash, Dr. Hugh Williamson, Thomas Person, William Blount, Ben. Hawkins, Richard D. Spaight, Joseph Jones, Archibald Maclaine and Adlai Osborne, Esquires. For a Council of State, Jno. Penn, Rd. Henderson, Spruce McCay, Willie Jones, Jno. Taylor, Will Johnson, Whitt. Hill, Griffith Rutherford, Hezekiah Alexander, Ben Seawell, Phil. Hawkins, Sen., Allen Jones, Joseph Winston and Robert Lanier, Esquires. For a Judge of the Court of Admiralty for Port Brunswick, John A. Campbell. For a Marshall, Thomas Bloodworth. For an Attorney General, Alfred Moore and John Kinchen, Esquires. For a place at which the future Assemblies shall be held, Halifax, Cross Creeks, Hillsborough and Tarborough. If you accede to this Proposition you will signify the same by message.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate agree that the General Assembly ballot at 4 o'clock this evening, as by you proposed. They add to the nomination of delegates Robert Irwin, Esquire. Mr. Coor and Mr. Macon will superintend the balloting, which we propose as usual shall be in the Church.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return herewith the report of the joint Committee on the acct. of Thomas Burke, Esquire, late Governor of this State, concurred with by this House.

Recd. the report referred to endorsed in the House of Commons 3 May, 1782, concurred with.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have added Memucan Hunt, Esquire, to the nomination for Councillors and Thomas Jones for a Marshall for Port Brunswick.

Recd. from the Commons a bill to encourage Caleb Grainger to build a bridge over Smith's Creek at the place where the late bridge stood in New Hanover County. Endorsed in the House of Commons 3 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. from the Commons a bill for regulating the town of Edenton. Endorsed in the House of Commons 3 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read the third time, passed & ordered to be Engrossed.

Recd. also a bill for appointing public Treasurers and directing their duty in office. Endorsed in the House of Commons 3 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and ordered to be sent the Commons.

Recd. likewise a bill to regulate and ascertain the fees to the Secretary of State, the Governor's private Secretary, and the Surveyors. Endorsed in the House of Commons 3 May, 1782, Read the first time and passed.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate propose that the time when the next Assembly shall be held be also balloted for, and nominate for that purpose the first Monday in November next.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

The Commons agree to ballot for the time when the next Assembly shall be held, and nominate the second Monday in October next. Mr. Payne and Mr. Winslow will superintend the balloting on the part of this House.

Mr. Coor and Mr. Macon, from the joint Committee appointed to superintend the balloting for delegates to represent this State in Congress the current year, a Council of State, an Attorney General, a Judge and Marshal of the Court of Admiralty for Port Brunswick and the time when and place where the next Assembly shall be held, reported that having attended the same, on casting up the ballots it appeared that Abner Nash, Hugh Williamson, Benjamin Hawkins and William Blount, Esquires, were elected Delegates; Richard Henderson, Allen Jones, Spruce McCay, Philemon Hawkins, Sen., Griffith Rutherford, John Penn and Benjamin Seawell, Esquires, were elected a Council of State; Alfred Moore, Esquire, Attorney General of the State; John A. Campbell, Judge of the Court of Admiralty for Port Brunswick, and Thomas Bloodworth, Marshal of the Court of Admiralty for said Port; that the first Monday in November next was the time appointed for holding the next session of Assembly, but that the place when that session shall be held is yet to be balloted for.

The House taking the aforegoing report into consideration, concurred therewith.

Adjourned until tomorrow morning 6 o'clock.

SATURDAY, 4 May, 1782.

Met according to adjournment.

Mr. Hill, from the joint Committee to whom was referred the Petition of Joseph Benthall, reported as followeth, vizt.:

The Committee appointed to take under consideration the Petition of Joseph Benthall beg leave to report as follows:

Your Committtee are of opinion that Jos. Wood, Esquire, has been guilty of misbehaviour in office, for which he ought to be cited to appear before the next General Assembly, and in the meantime that he be suspended from executing his office as Justice of the Peace. All which is submitted.

HENRY HILL, Ch.

The aforegoing report being read was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the Petition of Joseph Benthall, concurred with by this House.

Col. Charles McDowell, the member from the County of Burke, appeared, produced his certificate, qualified agreeable to law and took his seat.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the resolve of your House respecting the printed certificates, concurred with.

Recd. the resolve above alluded to. Endorsed in the House of Commons 4 May, 1782, cond. with.

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on Mr. Bloodworth's Petition concurred with by this House and a resolve in consequence thereof for your Concurrence.

The report and resolve referred to being read were rejected.

Recd. from the Commons a Bill for laying a further tax of one shilling on every one hundred pounds value of taxable property in the County of Camden for defraying the Expence of compleating the public buildings thereof. Endorsed in the House of Commons 3 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate propose that the General Assembly Ballot immediately for the place at which the future Assemblies shall be held.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

The Commons agree to ballot immediately for a place at which the future Assemblies shall be held.

Mr. Macon and Mr. Coor, from the joint Committee to superintend the balloting for a place at which the future Assemblies

shall be held, reported that having executed that trust, on summing up the Ballots it appeared that the town of Hillsboro was the place appointed for the purpose.

The House taking this report into consideration, concurred therewith.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith a message from His Excellency the Governor with the papers therein referred to, which we propose shall be referred to a joint Committee and that this Committee point out the mode as recommended by His Excellency the Governor. For this purpose Mr. Payne, Mr. J. Macon, Mr. Phifer and Mr. Armstrong will act as a Committee with such Gentlemen of the Senate as may be appointed.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Macon, Mr. Lockhart and Mr. John Baker will act with the Gentlemen by you appointed to consider of His Excellency the Governor's message of yesterday and the papers therein alluded to.

Recd. from the Commons a bill to amend an act entituled an act to prevent burning the woods, and

A bill for levying a further tax of ____ shillings on every hundred pounds value of taxable property in the County of Jones for defraying the expense of completing the public buildings thereof. Endorsed in the House of Commons 4 May, 1782, Read the first time and passed.

Ordered said bills be read. Read, passed the first time and sent the Commons.

James Williams, Esquire, the member for the County of Chatham, appeared, presented his certificate, qualified agreeable to law and took his seat.

On motion, agreed that the Committee of Privileges and Elections report on the legality of the election of James Williams, Esquire.

Whereas, an act has passed in this General Assembly appointing Commissioners to enquire into the claim of Col. Thomas Clarke, John Innis Clark and Anne Hooper, Wife of William Hooper,

Esquire, against James Murray, late of this State, and to make return of their proceedings therein to the next Assembly,

Resolved, that the Commissioners or Commissioner of confiscated property already appointed or who shall be appointed forbear to sell or dispose of the estate, either real or personal, of the said Murray until such return as aforesaid shall be made to the Assembly and their decision had thereon.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a Resolve entered into by this House in consequence of the act passed by the present Assembly respecting the claim of Colonel Clarke and others against the estate of James Murray.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We send herewith the Petition of William Borden, which we propose referring to the joint Committee to whom the Petition of the Quakers in the Western Quarter was referred.

Ordered, &c.

Mr. Speaker and Gentlemen:

The Senate agree that the Petition of William Borden be refd. to the Committee to whom was refd. the Petition of the Quakers in the Western Quarter.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith for concurrence a resolve for citing Jas. Phillips, one of the Justices of the Peace in Tyrrell County, to appear before the General Assembly, &c.

Ordered, &c.

Mr. Speaker and Gentlemen:

The resolve of your House citing Jas. Phillips of Tyrrell County to appear before the next Assembly we concur with.

Recd. from the Commons a Bill to appoint Commissioners for fixing on a place within the County of Anson to build a Court House, Prison and Stocks and other purposes therein contained. Endorsed in House of Commons 4 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Recd. also a bill for appointing Commissioners to fix on a place to build a Court House, Prison and Stocks in the County of Wayne and other purposes. Endorsed in the House of Commons 4 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time & sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Petitions of James Archer, Jno. Griffith, David Mucklewrath, Brice Collins and Lewis Kirk & the representation of the upper Board of Auditors for the District of Salisbury, all of which we propose referring to the joint Committee to whom was referred the petition of the Quakers in the Eastern Quarter.

Ordered, &c.

Mr. Speaker and Gentlemen:

We agree that the several petitions by you enumerated and the Representation of the upper Board of Auditors be referred to the Committee to whom was referred the Petition of the Quakers in the Eastern Quarter.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send herewith the Petition of John Walker, which we propose referring to the Committee to whom was referred the Petition of John Spears. The Petition of sundry of the Inhabitants of Surry County and the Petition of Giles Kelly and Absalom Manley of Wilkes County and a Representation of Grievances from the District of Salisbury we propose referring to the Committee of Propositions and Grievances.

Ordered, &c.

Mr. Speaker and Gentlemen:

The Senate agree that the Petition of John Walker be referred to the Committee to whom was referred the Petition of John Spears; they also agree that the other Petitions & the Representation by you mentioned be referred to the Committee of Propositions and Grievances.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the report of the joint Committee on the Petition of Jos. Benthall, concurred with by this House.

Recd. the report concurred with.

Read the proceedings of a Court Martial held for the Trial of Colo. Chas. McDowell of Burke County and a letter from Brig. Genl. Rutherford relative thereto, whereupon

Resolved, that this House, convinced of the recitude of the Intentions of the said Colo. Chas. McDowell, are of opinion that he be reinstated in his office as Colo. of the County afsd.

Ordered that the aforegoing resolve with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a Resolve respecting the proceedings of a Court Martial held for the Trial of Colo. Charles McDowell of Burke County; we also send herewith the proceedings aforesaid.

Recd. from the Commons a bill to amend an act passed at New Bern the 2d day of May, 1778, entituled an act to empower the Courts of Pleas and Quarter sessions in this State, to order the laying off public roads and establish and settle ferries and other purposes therein mentioned. Endorsed in the House of Commons 4 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Recd. also a bill to amend an act entitled an act for dividing Tryon County and other purposes. Endorsed in the House of Commons 4 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Recd. likewise a Bill to amend an act entituled an act to amend an act passed at New Bern in May, 1780, Entituled an act to enlarge the Jurisdiction of Justices of the Peace and for other purposes. Endorsed in the House of Commons 4 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill to alleviate in some degree the distressed Inhabitants of the several Counties in the District of Wilmington. Endorsed in the House of Commons 4 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Read the Petition and Remonstrance of Edward Nicholson of Nash County, praying, &c. Ordered that the same be referred to the Committee appointed to consider of and report on such excuses as may by any officers of this State who have taken Paroles from the Enemy be urged in justification of their having so done and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

You will herewith receive the Petition of Edward Nicholson, which we propose referring to the Committee appointed to consider of and report on such excuses as may by any officers of this State who have taken Paroles from the Enemy be urged in justification of their having so done.

Read the Petition of Nathan Bryan and Lewis Bryan of Jones County, praying, &c.

Ordered that the same be referred to a joint Committee, that for this purpose Mr. McDowell, Mr. Gray and Mr. Bass be a Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the Petition of Nathan Bryan and Lewis Bryan, Esquires, of Jones County, herewith sent you, be referred to a joint Committee, and have for that purpose appointed Mr. McDowell, Mr. Gray and Mr. Bass, who will act jointly with such Gentlemen as you may appoint for that purpose.

Recd. from the Commons a Bill for adding part of Burke County to Lincoln County, for appointing Commissioners for the purposes therein mentioned and for laying a tax to compleat the public buildings therein. Endorsed in the House of Commons 4 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill for appointing Commissioners for the purpose of carrying on and compleating the buildings of a Court House,

Prison and Stocks in the County of Caswell. Endorsed in the House of Commons 4 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. The same being read the second time was rejected.

Recd. also a bill for finishing the Court House in the town of Windsor in Bertie County and other purposes. Endorsed in the House of Commons 4 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. The same being read the second time was rejected.

Recd. likewise a bill to amend an act entituled an act for dividing Edgecombe County and for other purposes therein mentioned. Endorsed in the House of Commons 4 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the commons.

Recd. the Recommendation of the Court of Rutherford County in favour of George Lewis, a blind man of said County, whereupon

Resolved, that the said George Lewis be allowed thirty Barrels of Corn, to be paid him annually out of the specific tax of said County by the Commissioners thereof.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for your concurrence a resolve of this House in favour of George Lewis of Rutherford County.

On motion, agreed that Mr. William Baker have leave of absence during the remaining part of this session.

John Collier, Esquire, the member for the County of Randolph, appeared, produced his certificate, qualified agreeable to Law and took his seat.

On motion, agreed that Mr. William Cocke have leave of absence during the remaining part of this session.

On motion, resolved that the public Treasurers or either of them pay to James Glasgow, Esquire, Secretary, Two Hundred and one pounds nine shillings specie, the Ballance of his account as per Report of the Committee to whom the same was referred, concurred with by the General Assembly, and be allowed the same in the settlement of their accounts.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve directing the Treasurers or either of them to pay James Glasgow, Esquire, a certain sum therein mentioned.

Recd. a return of the Election for Tyrrell County. Ordered that the same be referred to the Committee of Privileges and Elections.

Recd. the Resignation of Robert Bignall, Esquire, Commissioner of Trade. Ordered that the same, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the resignation of Robert Bignall, Esquire, Commissioner of Trade, which this House accept of.

Adjourned until tomorrow morning 6 o'clock.

SUNDAY, 5 May, 1782.

Met according to adjournment.

Colonel Irwin, from the joint Committee to whom was referred the Memorial of Richard Nassau Stephens, reported as followeth: The Committee appointed to consider the Memorial of Richard Nassau Stephens, having considered the same and the copy of a deed thereby referred to, Report as follows:

That the facts alleged in the Memorial appear to be true in particular, that the writing said to be copy of a deed from William Heritage to Phebe and Mary Lester is in the handwriting of Mr. Patrick Gordon and appears to be a true copy of a deed conveying the Lotts and Lands mentioned therein to the said Phebe and Mary Lester, which was duly executed and proved but never registered. Your Committee are therefore of opinion that an act of Assembly ought to pass for admitting the said copy to Record and declaring the same to be as valid as the original would have been had it been duly registered.

ROBERT IRWIN, Ch.

The House taking this report into consideration, concurred therewith and ordered it be sent the Commons with the following message:

Mr. Speaker and Gentlemen:

With this we send you the report of the joint Committee on the Memorial of Richard Nassau Stephens concurred with by this House.

Col. Irwin, from the joint Committee appointed to consider and report on the Petition of Jesse Darden and Jos. Herring, reported as followeth, vizt.:

Your Committee appointed to consider the Petition of Jesse Darden & Jos. Herring report

That Felix Kenan, as agent for Henry E. McCullock, on the 22d day of October, 1777, bargained to sell to the said Darden Three Hundred Acres of land lying on Burkhaw Swamp in Duplin County, and bound himself to convey the same under the penalty of two hundred pounds proc. But it does not appear that any part of the purchase money is paid.

Your Committee also find that the said Kenan, as agent for said McCullock, sold three hundred and forty-six acres of land lying upon the head of Zeb Branch, a prong of Galor's Branch, to Jos. Herring for one hundred and fifty pounds proc. and promised to make a conveyance when he was enabled so to do, but never gave such deed. It appears that the said Herring on the 8th day of September, 1778, paid fifty pounds proc., in part of the above consideration money and no more. Under these circumstances your Committee are of opinion that the Commissioner or Commissioners of Confiscated Property ought to be directed not to take into possession or make sale of the said lands, but that the said Darden and Herring ought to have the said lands confirmed to them when they shall account with the General Assembly for the consideration money due for the same.

ROBERT IRWIN, Ch.

This report being read was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the Memorial of Jesse Darden and Joseph Herring, concurred with by this House.

On motion, agreed that John Baker, Esquire, have leave of absence after Thursday next.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the petition of John Warrington, which we propose referring to a joint Committee, and do for that purpose on

our part appoint Mr. Nash, Mr. I. Johnston, Mr. McCullock, Mr. Bryan, Mr. Bagge, Mr. McCawley, Mr. Gorham, Mr. Person and Mr. Phil. Hawkins a Committee. We also appoint Mr. McCawley, Mr. Sharpe and Mr. P. Hawkins a Committee who will act with such Gentlemen of the Senate as may be appointed to devise ways and means to defray the expence of the members of the General Assembly and also ways and means to support the Delegates in Congress and other Officers of the civil list.

Ordered, &c.

Mr. Speaker and Gentlemen:

Mr. Coor, Mr. J. Williams and Mr. Lock will, with the Gentlemen by you appointed, consider of and report on the Petition of John Warrington and Mr. Irwin. Dr. Guion, Mr. Moore and Mr. Coor on the part of this House will act with the Gentlemen by you appointed to devise ways and means for defraying the expences of the members of the Genl. Assembly, &c.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We herewith send for your concurrence the report of the joint Committee to whom was referred the Petition of the Inhabitants on Cumberland River, cond. with by this House.

Rejected.

Recd. from the Commons, &c.:

Mr. Speaker and Gentlemen:

We return the resolve of your House allowing James Glasgow, Esquire, a certain sum therein mentioned & the resolve in favour of George Lewis, concurred with. We also send for concurrence a resolve of this House allowing Daniel Shaw a certain sum therein mentioned.

Ordered, &c.

Mr. Speaker and Gentlemen:

We do not concur with your resolve allowing Daniel Shaw Thirty pounds specie, but will consent that he be allowed thirty barrels of Corn.

Recd. from the Commons, &c.:

Mr. Speaker and Gentlemen:

We send herewith the petition of William Eldridge and a resolve of this House in consequence thereof for your concurrence.

Ordered, &c.

Mr. Speaker and Gentlemen:

Your resolve in favour of William Eldridge we return concurred with.

Recd. from the Commons a Bill to repeal part of an act entituled an act to suppress excessive gaming and to amend the said act. Endorsed in the House of Commons 5 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill for dividing Washington County into two distinct Counties and for other purposes therein mentioned. Endorsed in the House of Commons 5 May, 1782, Read the first time and passed.

Ordered said bill be read. The same being read was rejected.

Recd. likewise a Bill for granting out certain vacated lands therein mentioned. Endorsed in the House of Commons 5 May, 1782, Read the first time and passed.

Ordered said bill be read. The same being read was rejected.

Recd. also a bill for establishing a County by the name of ——— on Cumberland River, ascertaining the quantity of land for each officer and soldier in the Continental line and for appointing Commissioners to survey the same. Endorsed in the House of Commons 5 May, 1782, Read the first time and passed.

Ordered this bill be read. The same being read was rejected.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We return the resolve of your House in favour of Colonel Charles McDowell, concurred with by this House.

Recd. the resolve referred to cond. with.

Mr. Speaker and Gentlemen:

The Commons agree to refer the Petition of Lewis Bryan and Nathan Bryan, Esquires, to a joint Committee, and have for that purpose appointed Mr. Turner, Mr. Shelby, Mr. Hardin, Mr. Phil. Hawkins and Mr. Nash a Committee.

Mr. Speaker and Gentlemen:

The Commons agree that the Petition of Edward Nicholson be referred to the Committee appointed to consider of and report on

such Excuses as may by any officers of this State who have taken Paroles from the Enemy be urged in justification of their having so done.

Recd. from the Commons a bill for building a Prison and Jailer's House in the Town of Edenton. Endorsed in the House of Commons 5 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Adjourned until tomorrow morning 6 o'clock.

MONDAY, 6 May, 1782.

Met according to adjournment.

Dr. Guion, from the joint Committee to whom was referred the accounts of Wm. McCawley, reported as followeth, vizt.:

The Committee to whom was referred the accounts of Major William McCawley report

That for sundry sums of money by him paid to sundry volunteers and drafts of the County of Orange for the aid of South Carolina in June, 1780, as per account of vouchers to the amount of nine thousand two hundred and forty pounds.

It also appears to your Committee that for the purpose of paying the said aid Major McCawley received from the Treasury Twelve thousand eight hundred pounds and that there remains a ballance due to the State of Three thousand five hundred and sixty pounds, which the said McCawley is ready to repay in the Treasury, and is submitted.

ISAAC GUION, Ch.

The aforegoing report being read was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the report of the Committee on the accounts of Major William McCawley, concurred with by this House.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Memorial of Dennis O'Bryan, which we propose referring to the Committee of Propositions and Grievances, and the Petition of Martin Hankey, which we propose referring to the Committee to whom was referred the Petition of John Spiers.

The Petitions referred to being read, that of Martin Hankey was rejected, the other concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

This House agree that the Memorial of Dennis O'Bryan be referred to the Committee of Propositions and Grievances.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the report of the Committee of Propositions and Grievances for your concurrence, which is concurred with by this House, who have appointed Mr. Nash and Mr. Sharpe a Committee on their part to act jointly with such Gentlemen of the Senate as may be appointed to prepare and bring in a bill agreeable to such report.

Ordered that Mr. Jones, Mr. Coor and Mr. Williams act on this Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We return the report of the Committee of Propositions and Grievances concurred with as by your House, and have appointed Mr. Jones, Mr. Coor and Mr. Williams to act with the Gentlemen by you appointed to prepare a bill as therein recommended.

Received from the Commons a bill for establishing a copy of a Deed therein mentioned. Endorsed in the House of Commons 6 May, 1872, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return herewith the report of the joint Committee on the Petition of Jesse Darden and Joseph Herring and on the Memorial of Richard Nassau Stephens, concurred with by this House. We agree that Daniel Shaw be allowed thirty barrels of Corn instead of the thirty pounds specie which the House allowed him by resolve this day.

Recd. the reports referred to. Endorsed in the House of Commons 6 May, 1782, cond. with.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the joint Committee on the settlement of Mr. John Baker's accounts as Commissioner of Hertford county, concurred with by this House.

We send the Memorial of Colonel James Armstrong, which we propose referring to a joint Committee, and have appointed General Caswell, Mr. Bryan and Mr. Macon a Committee on their part for that purpose.

Also the Memorial of Joseph Martin of Sullivan County, Agent and Superintendent of Indian Affairs, which we propose referring to a joint Committee, and for that purpose do appoint Mr. Shelby, Mr. Person and Mr. Avery a Committee. And also the account of Lewis Bryan, Commissioner for purchasing Horses in the District of New Bern, the settlement of which we propose referring to the Committee appointed to settle with the County Commissioners, &c.

The report referred to being read was rejected and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have appointed Mr. Salter, Mr. Jas. Williams and Mr. Baker a Committee, who will act jointly with the Gentlemen by you appointed to consider of and report on the Memorial of Mr. James Armstrong. Mr. John Williams and Mr. McDowell will act with the Gentlemen by you named to consider of and report on the Memorial of Col. Jas. Martin. We agree that Lewis Bryan's accounts be referred to the Committee appointed to settle with the County Commissioners, &c.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send herewith for concurrence the report of the joint Committee on the Petition of William Borden, concurred with by this House, also a resolve in consequence thereof.

Ordered, &c.

Mr. Speaker and Gentlemen:

The report of the joint Committee on the report of William Borden and the resolve of your House in consequence thereof we return you concurred with.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the resignation of Joseph Herndon as first Major of the Wilkes Regiment of Militia, also a letter from Thomas Burke, Esquire, the subject of which we propose referring to the Committee to whom the settlement of his accounts as Governor was referred, and also a message from his Excellency the Governor for your perusal.

Ordered, &c.

Mr. Speaker and Gentlemen:

This House accept Major Joseph Herndon's resignation and agree that the letter from Thomas Burke, Esquire, of the 3d Inst., be referred to the Committee to whom his accounts as Governor of this State were referred.

On motion, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House being determined to finish the session on Saturday next, propose the estimates be made out to that day, and in order that the public business may be finished, request you will be pleased to attend to that only and give it all the dispatch you possibly can.

Read a letter from the Honourable Samuel Ashe, Esquire, of the Superior Court.

Ordered that the same be sent the Commons with the following message:

Mr. Speaker and Gentlemen:

We send herewith for your perusal a letter of the 12 Ult. from the Honl. Samuel Ashe, Esquire, addressed to the General Assembly.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the joint Committee to whom was referred the Memorial of the officers of the North Carolina line, concurred with by the Commons, who have on their part appointed Doctor Williamson and Mr. Phil. Hawkins a Committee to prepare and bring in a bill agreeable to such report.

The report referred to being read was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate return the report of the Committee on the Memorial of the officers of the North Carolina line, concurred with, and have appointed Mr. Coor & Mr. Gray, who will act with the Gentlemen by you appointed to propose and bring in a bill agreeable to the Recommendation therein contained.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the report of the joint Committee on Major McCawley's accounts, concurred with by this House.

Recd. the report. Endorsed in the House of Commons 6 May, 1782, cond: with.

Recd. from the Commons a bill to attaint certain persons therein mentioned of Treason; to pardon others on certain conditions; for repealing the acts disqualifying non Jurors and for the relief of certain Officers, therein described, who have taken paroles from the Enemy. Endorsed in the House of Commons 6 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons a bill for laying a duty on certain goods imported in this State, therein mentioned, and for establishing a Fund for defraying the expences of keeping up the Stakes which point out the channels leading up the several sounds and Rivers from Ocacock Bar and other purposes. Endorsed in the House of Commons 6 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Adjourned until tomorrow morning 6 o'clock.

TUESDAY, 7 May, 1782.

Met according to adjournment.

Recd. from the Commons a bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing the same and collecting the public taxes. Endorsed in the House of Commons 6 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time & sent the Commons.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send herewith for your perusal a message from His Excellency the Governor and the sundry letters, &c., therein referred to.

The message and Papers referred to being read were ordered to be referred to the Committee appointed to consider of and report on the messages from the late Governor to this Assembly and the other State Papers and the following message was ordered to be sent the Commons.

Mr. Speaker and Gentlemen:

We propose that His Excellency's the Governor's message of yesterday and the letters accompanying it be referred to the Committee appointed to consider of and report on the other State Papers laid before this Assembly.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send for your concurrence a resolve exempting Robert Brasher from paying poll Taxes.

Mr. Speaker and Gentlemen:

We send herewith for your concurrence a Resolve appointing Ammon Grandy Commissioner for the purposes therein mentioned.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We return the resolve of your House exempting Robert Brasher from paying poll taxes and your resolve appointing Ammon Grandy a Commissioner for the purposes therein mentioned, concurred with by this House.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send for your concurrence the report of the joint Committee on the Memorial of Nathan and Lewis Bryan, concurred with by this House.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We return the report of the joint Committee on the Memorial of Nathan and Lewis Bryan, Esquires, concurred with.

Recd. from the Commons a bill to amend the several acts passed within the State to prevent the stoppage of the passage of Fish up the several Rivers therein mentioned and

A Bill to amend an act for appointing District Auditors and other purposes. Endorsed in the House of Commons 7 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence two reports of the Committee appointed to receive the returns of the District Auditors, &c., concurred with by this House.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The report of the Committee on the accounts of James Coor, Esquire, Comr. of Craven County, and on the Proceedings of the Board of Auditors for the District of New Bern we return you concurred with.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the joint Committee on the Memorial of Colonel James Armstrong, concurred with by this House, also a resolve of this house in consequence thereof.

Ordered, &c.

Mr. Speaker and Gentlemen:

The report of the joint Committee on the Mems. of Colonel James Armstrong we return you herewith, concurred with by this House; we also concur with your resolve relative thereto.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send herewith the report of the State Board of Auditors on the accounts of Nicholas Long, Esquire, D. Q. M. G., which we

propose referring to a joint Committee, and do for that purpose appoint on our part Mr. McCawley, Mr. D. Wilson, Mr. McCullock and Mr. Jo. Hawkins a Committee.

Ordered, &c.

Mr. Speaker and Gentlemen:

Mr. Lock, Dr. Guion, Mr. Coor & Mr. Blount will act with the Gentlemen by you appointed a Committee on the State Board of Auditors on Col. Long's accounts.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send herewith for your concurrence a resolve for exempting Matthew Lyon from paying poll taxes, also the recommendation of the Court of Orange County in favour of Dd. Anderson, which we propose referring to the Committee to whom was referred the Petition of Elizabeth Forbes.

Ordered, &c.

Mr. Speaker and Gentlemen:

The resolve of your House exempting Matthew Lyon from the payment of poll taxes we concur with and agree that the recommendation of the Court of Orange County in favour of David Anderson be referred to the Committee to whom was referred the Petition of Elizabeth Forbes.

Recd. from the Commons a bill to alter the times of holding several County Courts of Pleas and Quarter Sessions within the District of Morgan. Endorsed in the House of Commons 6 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith a letter from Matthew Brooks, Comr. of Surry County, which we propose referring to the Committee to whom was referred the Memorial of Colonel Jos. Martin. The Petition of Elizabeth Forbes, which we propose referring to a joint Committee, and have appointed Mr. Vaughan, Mr. McDowell, Mr. Webb, Mr. Horton and Mr. Hunter a Committee on our part for that purpose. And the Petition of John Walker, John Moore and Caleb Grainger,

Esquires, which we also propose referring to a joint Committee, and have appointed Mr. Simpson, Genl. Caswell, Mr. H. Macon, Mr. Sharpe and Mr. Horton a Committee on our part for that purpose. We also send you the resignation of John Taylor, Esquire, one of the State Board of Auditors.

Ordered, &c.

Mr. Jones absent after Sunday.

Mr. Speaker and Gentlemen:

We agree that the letter from the Commissioner of Surry County be referred to the Committee to whom was referred the Memorial of Colonel Jo. Martin. Mr. Atkins, Mr. Mebane and Mr. Gill will act with the Gentlemen by you appointed to report on the Petition of Elizabeth Forbes and Mr. Brown, Mr. McDowell, Mr. Gray, Mr. Irwin and Mr. Baker will with the Gentlemen by you appointed to consider of and report on the Petition of John Walker, Jno. Moore and Caleb Grainger, Esquires. The Resignation of Mr. Taylor, one of the State Auditors, we accept of.

Read the Memorial of Captain John Arnold. Ordered that the same be referred to the Committee appointed to report on the Petition of Nathan and Lewis Bryan, and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the Memorial of Captain John Arnold, which we propose referring to the Committee appointed to consider of the Petition of Nathan and Lewis Bryan, Esquires, to report on.

Colonel Irwin, from the joint Committee to whom was referred the Memorial of David Marshall, reported as followeth, vizt.:

Your Committee to whom the Memorial of David Marshall was referred, having considered the same, report

That it appears by the Bond of Samuel Cornell, Esquire, to the said Marshall, dated July 11th, 1772, that he, the said Cornell, did sell to the said Marshall a certain Lott in New Bern, No. 510, and agreed to convey the same in fee simple to the said Marshall, his Heirs and Assigns, on this condition: That the said Marshall should pay to the said Cornell Two Hundred and fifty pounds proc. at four different payments, vizt.: Fifty pounds on the 11 day of May, 1773; Fifty pounds on the 11 day of May, 1774; Fifty pounds on the 11 May, 1775, and one Hundred pounds on

the 11 May, 1776. It appears also that the said Marshall on the 18th August, 1775, paid to the said Cornell Sixty-one pounds four shillings and five pence proc., in part of the said consideration money. The aforesaid several sums, amounting on the whole to Two Hundred and fifty pounds, were to carry Interest from the date of the agreement, vizt., July 11, 1772; so that the Principal and interest on the day of the only payment made, vizt., 18 August, 1775, amounted to £296, 5/ , from which sum sixty-one pounds, $\frac{4}{5}$, then paid, is to be deducted, which leaves Two hundred and thirty-five pounds and seven pence, and this sum with Int. to this time, amounts to three hundred and twenty-nine pounds & seven pence. On this state of the case your Committee are of opinion that the said David Marshall, on payment of the said three hundred and twenty-nine pounds and seven pence in specie, at any time within 12 months from this date, with Interest, to the Commissioner or Commissioners who shall be appointed for the sale of confiscated property ought to have the said Lott No. 510 vested in him, his Heirs & Assigns.

ROBERT IRWIN, Ch.

Ordered that the foregoing report with the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the Memorial of David Marshall of the town of New Bern, concurred with by this House.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith for your perusal a message from His Excellency the Governor and the letter, &c., therein referred to.

The message and letter alluded to being read, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that His Excellency the Governor's message of this day, addressed to the General Assembly, & the Papers accompanying it be referred to the Committee appointed to consider of and report on the other State Papers & Messages from the late Governor.

Recd. from the Commons a bill for the relief of the officers and

soldiers in the Contl. line and other purposes. Endorsed in the House of Commons 7 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. also a bill to repeal part of an act passed at Wake Court House in the year 1781, entituled an act to regulate and ascertain the several officers' fees therein mentioned and for other purposes. Endorsed in the House of Commons 7 May, 1782, Read the first time and passed.

Ordered this bill be read. Read, passed the first and sent the Commons.

Recd. likewise a bill to amend an act entituled an act to prevent burning the woods. Endorsed in the House of Commons 7 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. a bill to repeal part of an act to prevent excessive gaming and to amend the said act. Endorsed in the House of Commons 7 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Recd. likewise a bill to amend an act entituled an act for dividing Edgecombe County and for other purposes therein mentioned. Endorsed in the House of Commons 7 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. also a bill to regulate and ascertain the fees to the Secy. of State, the Governor's private Secy. & the Surveyors. Endorsed in the House of Commons 7 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Recd. also a bill for appointing Commissioners to fix on a place to build a Court House, Prison and Stocks in the County of Wayne & other purposes. Endorsed in the House of Commons 7 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

It appearing to this House that Francis Newby of Franklin County hath received a wound when acting as a Militia soldier in the service of this State, which renders him incapable of procuring a maintenance,

Resolved, therefore, that the said Francis Newby be allowed thirty barrels of corn, to be paid him out of the specific tax by the Commissioner of his County.

Ordered that the above resolve, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a Resolve in favour of Francis Newby of Franklin County.

Recd. the representation of Captain James Reed. Ordered that the same be referred to a joint Committee, that Mr. Macon and Mr. James Williams act thereon and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House propose that the representation of Captain James Reed, herewith sent you, be referred to a joint Committee, and for that purpose have on their part appointed Mr. Macon and Mr. James Williams.

Received from the Commons a bill to alleviate in some degree the distressed Inhabitants of the several Counties in the District of Wilmington. Endorsed in the House of Commons 7 May, 1782, Read the third time and passed.

Ordered said bill be read. The same being read was passed the third time and ordered to be Engrossed.

On motion of Colonel Irwin, ordered that the yeas and nays be taken on the passage of this bill, which were as followeth, vizt.: For the bill, Messrs Mebane, Coor, Griffin, Willie Jones, Brown, Johnston, Kenan, Salter, Atkins, Abram Jones, Guion, Bryan, Bass, Gray and McDowell, 15. Against the bill, Messrs. Jno. Williams, Macon, Gill, Hill, Lockhart, Miller, Bledsoe, Isaacs, Irwin, Lock, Sheppard and James Williams, 12. So the bill was passed.

Adjourned until tomorrow morning 6 o'clock.

WEDNESDAY, 8 May, 1782.

Met according to adjournment.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the joint Committee to whom a letter from His Excellency the Governor respecting the Rank of the Officers of the State Legion was referred, which is concurred with by this House.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The report of the joint Committee respecting the rank of the Officers of the State Legion, concurred with by this House.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the petition of Lewis Tucker, which we propose referring to the Committee to whom was referred the Petition of Elizabeth Forbes, also the petition of Benjamin Kimball and Settleberry White, which we propose referring to the Committee to whom was referred the Petition of Nathan and Lewis Bryan.

Ordered, &c.

Mr. Speaker and Gentlemen:

We agree that the Petition of Lewis Tucker be referred to the Committee to whom was referred the Petition of Elizabeth Forbes; we also agree that the Petition of Benjamin Kimball and Settleberry White be referred to the Committee to whom was referred the Petition of Nathan and Lewis Bryan, Esquires.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the report of the joint Committee on the Memorial of David Marshall and the resolve of your House in favour of Francis Newby concurred with. This House agree that the representation of Captain Reed be referred to a joint Committee, and for that purpose do apppint Mr. Winston, Mr. Wilson, Mr. Branch & Mr. McCullock a Committee. We also agree that the message from His Excellency the Governor be referred to the Committee as by you proposed.

Recd., concurred with, &c.

On motion, resolved that the Commissioner or Commissioners of confiscated property be directed not to make sale of Lott 510 in the Town of New Bern, formerly the property of Samuel Cornell, Esq., now claimed by David Marshall, until after the expiration of 12 months from this date, unless the General Assembly at some future session should otherwise direct. Resolved also, that the said David Marshall, on payment of the principal and Interest due for the purchase of the said Lott, shall be allowed such sums of money agreeable to the value thereof as he has already paid or shall pay to the Commissioners for Rent of said Lott.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve entered into by this House in consequence of the Report of the joint Committee on the Memorial of David Marshall.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

The Commons agree that the Memorial of John Arnold be referred to the Committee to whom was referred the Petition of Nathan and Lewis Bryan, and that His Excellency the Governor's Message & the Letters accompanying it be referred to the Committee appointed to consider of and report on other State Papers.

Mr. Speaker and Gentlemen:

We send herewith the Memorial of James Houston of Rowan County, which we propose referring to the Committee to whom was referred the Petition of Nathan and Lewis Bryan.

Ordered, &c.

Mr. Speaker and Gentlemen:

The Senate agree that the Memorial of James Houston be referred to the Committee to whom was referred the Petition of Nathan and Lewis Bryan, Esquires.

Recd. from the Commons a bill to establish a department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller. Endorsed in the House of Commons 7 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

James Williams, Esquire, from the joint Committee to whom was referred the representation of Captain Reed, Reported as followeth, vizt.:

The Committee to whom was referred the Representation of Captain James Reed, report

That it appears to your Committee that the sorrel Horse mentioned in said representation died in the service of this State and he was of equal or greater value than the grey Horse now in the posession of Captain Reed;

Therefore your Committee are of opinion that the property of the said grey Horse be vested in said Reed in lieu of the said sorrel Horse that died in the service. All which is submitted.

JAMES WILLIAMS, Chairman.

The House taking this report into consideration, concurred therewith and ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

You will herewith receive the report of the joint Committee on the Representation of Captain James Reed, concurred with by this House.

Recd. from the Commons a bill for establishing a copy of a deed therein mentioned. Endorsed in the House of Commons 8 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Received also a bill for giving an Equity Jurisdiction to the Superior Courts. Endorsed in the House of Commons 8 May, 1782, Read the third time, amended & passed and ordered to be Engrossed.

Received from the Commons a bill to amend an act entituled an act to amend an act passed at New Bern in May, 1780, Entituled an act to enlarge the Jurisdiction of Justices of the Peace and for other purposes. Endorsed in the House of Commons 7 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Received from the Commons a bill for raising a revenue for the support of Government. Endorsed in the House of Commons 7 May, 1782, read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the report on the Representation of Captain James Reed and the Resolve of your House in consequence of the report on the Petition of David Marshall, concurred with by this House.

Recd. the report and resolve referred to. Endorsed in the House of Commons 8 May, 1782, concurred with.

Mr. Speaker and Gentlemen:

We send herewith the Petition of Brigadier General Sumner, which we propose referring to the Committee to whom was referred the Representation of Captain Reed.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that the Petition of Brigadier General Sumner be referred to the committee to whom was referred the Representation of Captain Reed.

Received from the Commons a bill for appointing a place for the future meetings of the General Assembly. Endorsed in the House of Commons 8 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Adjourned until tomorrow morning 6 o'clock.

THURSDAY, 9 May, 1782.

Met according to adjournment.

Read the petition of John King of Bladen County, praying, &c., whereupon ordered that the same be referred to a joint Committee for this purpose, that Mr. Irwin & Mr. Brown be a Committee and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the Petition of John King of Bladen County, herewith sent you, be referred to a joint Committee, and have for

that purpose on our part appointed Mr. Irwin and Mr. Brown a Committee.

Read the Petition of Sundry Inhabitants of Duplin County, praying, &c.

Ordered, &c.

Mr. Speaker and Gentlemen:

We propose that the Petition of sundry of the Inhabitants of Duplin County, herewith sent you, be referred to the Committee of Propositions and Grievances.

On motion, agreed that Dr. Guion, Mr. Lock, Mr. Bryan, Mr. Wade, Mr. Kenan, Mr. Hill, Mr. Salter and Mr. Gregory have leave of absence after Sunday next.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Bryan, Mr. Jo. Hawkins, Mr. Payne, Mr. Person, Mr. Sharpe, Mr. Gillispie and Mr. Shelby a Committee on their part, who will act jointly with such Gentlemen of the Senate as may be appointed to enquire into the State of the public buildings in the Town of New Bern and report on the expediency of selling the same, who shall also prepare and bring in a bill for that purpose.

Ordered, &c.

Mr. Speaker and Gentlemen:

Mr. Coor, Mr. Gray and Mr. Jones will act with the Gentlemen by you appointed to enquire into the State of the public buildings in the Town of New Bern, &c.

Recd., &c.:

Mr. Speaker and Gentlemen:

This House do appoint Mr. Spaight, Dr. Williamson, Mr. Person, Mr. Gillispie, Mr. Herndon, Mr. McCullock & Mr. David Wilson a Committee on their part, who will act jointly with such Gentlemen of the Senate as may be appointed to settle on a Scale of Depreciation.

Ordered, &c.

Mr. Speaker and Gentlemen:

Mr. Irwin, Mr. John Williams, Mr. Jas. Williams & Mr. Griffin will act with the Gentlemen by you appointed to fix and settle a Scale of Depreciation.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We send herewith sundry letters which show that Geo. Meek of Wilmington carries on a correspondence with the Enemy at Charlestown, which we propose referring to the Committee appointed to devise ways and means to defray the Expence of the Members of the General Assembly. We propose that the Memorials from Mecklenburg and Guilford and the report of the Committee on Col. Long's accounts, herewith sent you, be referred to the Committee appointed to enquire into the State of the public buildings at New Bern.

Ordered, &c.

Mr. Speaker and Gentlemen:

We agree that the several letters now before this session showing that Geo. Meek of Wilmington corresponds with the Enemy at Charlestown be referred to the Committee appointed to devise ways and means to defray the expences of the members of the General Assembly, and that the Memorials from Mecklenburg and Guilford and the report of the Committee on Col. Long's accounts be referred to the Committee appointed to enquire into the State of the public buildings in New Bern.

Received from the Commons the following messages:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve for allowing Major Henry Dixon a certain sum therein mentioned.

Mr. Speaker and Gentlemen:

We send herewith the report of the Committee appointed to settle with the Auditors, &c., on the accounts of Charles Abercrombie, Absalom Tatom & others therein mentioned, concurred with by this House.

Ordered, &c.

Mr. Speaker and Gentlemen:

We concur with your resolve in favour of Major Dixon and return the report of the Committee on the accounts of Charles Abercrombie, Absalom Tatom and others, concurred with by this House.

Recd., &c.;

Mr. Speaker and Gentlemen:

We send herewith the Memorial of James Hogg & William Johnston in behalf of themselves & others, which we propose referring to a joint Committee, and have for that purpose on our part appd. Mr. Sharpe, Mr. Person, Mr. Shelby, Mr. Phifer, Mr. P. Hawkins and Mr. Hardin a Committee.

Ordered, &c.

Mr. Speaker and Gentlemen:

Mr. Moore, Mr. Bledsoe, Mr. Coor and Mr. Jno. Williams will act with the Gentlemen by you appointed to consider of the Memorial of James Hogg & Wil. Johnston.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send herewith the memorial of William Lenoir, which we propose referring to a joint Committee, and do for that purpose on our part appoint Mr. Shepperd & Mr. McCawley a Committee.

Ordered, &c.

Mr. Speaker and Gentlemen:

Mr. Shepperd and Mr. Johnston will act with the Gentlemen by you appointed to consider of the Memorial of William Lenoir.

Recd. from the Commons a bill directing the sale of confiscated property. Endorsed in the House of Commons 8 May, 1782, Read the second time, amended and passed.

Ordered this Bill be read. Read, amended, passed the second time and sent the Commons.

On reading this bill a motion was made and seconded that the name of Mr. Peter Mallett be inserted in the bill among those whose Property is declared forfeited to the State. This being objected to, the question was put and carried in the affirmative, 22 against six. Then on motion of Mr. Moore, ordered that the yeas and nays be taken, which were as follows, vizt.: Yeas, Messrs. Mebane, John Williams, Coor, Macon, Griffin, Gill, Hill, Gregory, Brown, Johnston, Kenan, Collier, Isaacs, Irwin, Atkins, Bryan, Lock, Bass, Shepperd, Gray, McDowell and Salter. Nays, Messrs. Willie Jones, Blount, Moore, Wade, Bledsoe and James Williamson.

So it was carried in the affirmative.

The dissentients moved for leave and entered as followeth, vizt.:

On the question whether Peter Mallett's name should be entered in the bill directing the sale of confiscated property.

Dissentient.

For the Reason: That the said Peter Mallett has already surrendered himself and given Bail to stand Tryal agreeable to the Laws of the Land for all offences wherewith he is chargeable against the State, and we mean that our dissent should extend to the names of all persons under similar circumstances. Willie Jones, Alfred Moore, Joseph Blount, Tho. Wade, Anthony Bledsoe, James Williamson.

Received also a bill to empower the Commissioners therein mentioned to repair the public buildings in the town of Hillsborough and other purposes. Endorsed in the House of Commons 8 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Read the petition of Joseph Dixon, also the petition of Sarah McLain, Widow of Alexander McLain. Ordered they be referred to the Committee appointed to receive the Returns of the District Auditors and settle with the County Commissioners, & that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the Petition of Joseph Dixon & the Petition of Sarah McLain, widow of Alexander McLain, both of which we propose referring to the Committee appointed to receive the returns of the District Auditors and settle with the County Commissioners.

Received from the Commons a Bill for raising Troops to complete the Continental Battalion of this State and other purposes. Endorsed in the House of Commons 9 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Received also a Bill for adding part of Burke County to Lincoln County, for appointing Commissioners for the purposes therein mentioned, and for levying a tax to complete the public buildings therein. Endorsed in the House of Commons 9 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time and sent the Commons.

Received likewise a Bill for establishing a copy of a deed therein mentioned. Endorsed in the House of Commons 9 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, passed the third time and ordered to be engrossed.

Received likewise a bill to vest a certain tract of land in Robert Cummins. Endorsed in the House of Commons 9 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, passed the second time and ordered to be sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the Committee on Mr. Brooke's Letter, concurred with by this House. We also send for your perusal a message from His Excellency the Governor, with a letter from the superintendent of Finance & a Resolution of Congress, and also the account of Judge Spencer, which we propose referring to the Committee to whom was referred the settlement of Mr. Sharpe's accounts.

Ordered, &c.

Mr. Speaker and Gentlemen:

The report of the Committee on Mr. Brooke's Letter we concur with; we propose that the message from His Excellency the Governor and the Papers accompanying it be referred to the Committee to whom was referred the consideration of the other State Papers; we agree that Judge Spencer's accounts be referred to the Committee to whom was referred the settlement of Mr. Sharpe's accounts.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the report of the Committee on the Petition of Thomas Kilpatrick, the report of the Committee on the Petition of Sarah Beaucham and the report of the Committee on the Petition of Waightstill Avery, Esquire, and a resolve of this House in consequence thereof.

Ordered, &c.

Mr. Speaker and Gentlemen:

The report of the Committee on the Petition of Thomas Kilpatrick, the report on the Petition of Sarah Beaucham and the report on the petition of W. Avery, Esquire, and the resolve of your House in consequence thereof we return you concurred with.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We agree that the Petition of sundry of the Inhabitants of Duplin County be referred to the Committee of Propositions and Grievances, and have appointed Mr. Dood, Mr. Gillispie and Mr. Bryan a committee to act with the Gentlemen by you appointed to consider of and report on the Petition of John King.

Mr. Speaker and Gentlemen:

We send for concurrence the report of the Committee to whom was recommitted the report on Colonel Long's accounts, concurred with by this House, also a resolve of this House in consequence thereof.

The resolve and the report referred to being read was ordered to lie for consideration.

Read the Memorial of W. B. Smith respecting the election of a Senator for Chatham County. Ordered that the same be referred to the Committee of Privileges and Elections.

Adjourned until tomorrow morning 9 o'clock.

FRIDAY, 10 May, 1782.

Met according to adjournment.

Mr. James Williams, from the Committee to whom was referred the Petition of Brigadier General Sumner, reported as followeth, vizt.:

The Committee to whom was referred the Petition of the Hon. Brigadier General Sumner report

That it appears to your Committee that the Horse of one hundred pounds value was shot under him the 8th of September at the Battle of the Utaw, and that he was the General's own property;

Therefore, your Committee are of opinion that Colonel Nicholas

Long, Deput. Quartermaster General, deliver to General Sumner a Horse of equal value to the one by him lost as aforesaid.

JAMES WILLIAMS, Ch.

The House taking the aforegoing report into consideration, concurred therewith, and ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the Petition of Brigadier General Sumner, concurred with by this House.

Recd. from the Commons a Bill to confirm the right of a certain patent therein mentioned. Endorsed in the House of Commons 10 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, passed the second time & sent the Commons.

Recd. also a bill to amend an act passed the last session of the General Assembly, Entituled an act for laying a specific premium tax. Endorsed in the House of Commons 10 May, 1782, Read the first time & passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. likewise a bill to repeal such laws and clauses of laws which make paper money a legal tender in the payment of private debts & contracts and for other purposes. Endorsed in the House of Commons 8 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Received also a bill to amend an act passed at New Bern the second day of May, 1778, Entituled an act to empower the Courts of Pleas & Quarter Sessions in the State to order the laying of public roads and to establish and settle ferries and other purposes therein mentioned. Endorsed in the House of Commons 9 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. also a bill to repeal part of an act entituled an act to suppress excessive gaming. Endorsed in the House of Commons 9 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read the third time and rejected.

Recd. likewise a bill for erecting a prison in the County of Bertie and finishing the Court House. Endorsed in the House of Commons 10 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, passed the second time & sent the Commons.

On motion, ordered that Mr. Jones and Mr. Coor, on the part of this House, examine the engrossed copies of the bills passed this session and that the following Message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have appointed Mr. Jones and Mr. Coor, who will act jointly with such Gentlemen as you may appoint to examine the Engrossed copies of the bills passed this session.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send the report of the Committee to whom was referred the Memorial of Col. Clark for your Concurrence.

Ordered, &c.

Mr. Speaker and Gentlemen:

The report of the Committee on the Memorial of Colonel Clark we return to you, concurred with by this House.

Recd. a bill for altering the times of holding certain Courts therein mentioned. Endorsed in the House of Commons 23 April, 1782, Read the second time and passed.

Ordered said bill be read. Read, amended, passed the second time & sent the Commons.

Recd. from the Commons a bill for building a Prison in the town of Edenton. Endorsed in the House of Commons 9 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Recd., &c.:

Mr. Speaker and Gentlemen:

You will, with this, receive sundry letters and resolves of Congress, which we send for your perusal, as also two messages from His Excellency the Governor.

The messages, &c., referred to, being read, were referred to the committee on the State Papers.

Mr. Speaker and Gentlemen:

The Commons agree that the Petitions of Joseph Dixon and Sarah McLain be referred to the Committee as by you proposed, as also the Governor's Message and State Papers.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the report of the Committee on the Memorial of Dennis O'Bryan and others and a resolve of this House in consequence thereof for your concurrence.

Ordered, &c.

Mr. Speaker and Gentlemen:

The report of the Committee on the Memorial of Dennis O'Bryan and others and the resolve of your House in consequence thereof we return you herewith, concurred with by this House.

On motion, resolved that whereas it appears to the General Assembly that Dennis O'Bryan, George Duncan and Joseph Pitman of the County of Granville were taken up and turned over into the Continental service for a supposed delinquency in the Militia service, unjustly and unlawfully, therefore the persons who took up the said O'Bryan and others have no right of Exemption from any Militia duty for such imaginary service, and the commanding officer of said county is directed to take due notice hereof.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send herewith for your concurrence a resolve respecting such persons who have taken up Dennis O'Bryan, George Duncan and Jo. Pitman from a supposition of their being delinquents from the Militia service.

On motion, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Book in which the names of those recommended as Justices of the Peace and Field Officers for the respective Counties of this State are to be entered is now prepared. This House disapproving the mode heretofore adopted, wish that for the future Recommendations of that kind be conducted as followeth, vizt.: The

Representatives of each County shall recommend in writing such persons whom they deem proper to be commissioned either as justices or field officers, which recommendation, by them signed & delivered to the Speaker of the House of Commons, if approved by that House, shall be countersigned by the Speaker and sent to the Senate, when, if the same is approved of, they will cause that the names therein contained be entered in the book. We propose that this business be done tomorrow. Should you approve of this measure you will signify the same by message.

Recd. from the Commons a Bill to confirm the right of a certain Patent therein mentioned. Endorsed in the House of Commons 10 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. also a bill to amend an act entituled an act to prevent burning the woods. Endorsed in the House of Commons 10 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. likewise a bill for erecting a Prison in the County of Bertie & finishing the Court House. Endorsed in the House of Commons 10 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. also a bill to vest a certain tract of land in Robert Cummins. Endorsed in the House of Commons 10 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed and ordered to be Engrossed.

Recd. likewise a bill for levying a further tax of one shilling on every hundred pounds value of taxable property in the County of Jones for defraying the expence of compleating the public Buildings thereof. Endorsed in the House of Commons 10 May, 1782, Read the second time and passed.

Ordered said bill be read. Read, amended passed the second time and sent the Commons.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

The Commons have appointed Mr. J. Macon, Mr. Payne & Mr. Bagge to act with the Gentlemen by you appointed to examine the engrossed copies of the bills passed this session.

Mr. Speaker and Gentlemen:

We return the report of the Committee on the Petition of the Honl. Brigadier General Sumner, concurred with by this House. We approve of the mode by you pointed out by which the Justices and Field Officers shall hereafter be nominated.

Mr. Hill, from the joint Committee to whom was referred the Petition of John Spiers, reported as followeth, vizt.:

The Committee to whom was referred the Petition of John Spiers of Cumberland County beg leave to report as follows:

Your Committee are of opinion that the said John Spiers be allowed thirty barrels of corn out of the specific tax of said county. All which is submitted.

HENRY HILL, Ch.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the Petition of John Spiers, concurred with by this House.

Adjourned until tomorrow morning 9 o'clock.

SATURDAY, 11 May, 1782.

Met according to adjournment.

Read a letter from Lt. Col. Lytle of the 4th North Carolina Regiment. Ordered that the same be referred to a joint Committee, that Mr. Mebane and Mr. Hill act thereon and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the letter from Lt. Col. Lytle herewith sent you be referred to a joint Committee, and have for that purpose appointed on our part Mr. Hill and Mr. Mebane.

Mr. Mebane, from the joint Committee to whom the recommendation of the Court of Orange County of David Anderson, as an indigent person, wounded and disabled in the service of the State, and who therefore is a proper object to be exempted from

the payment of pecuniary and specific taxes, was referred, having considered the same, do report as their opinion that the said David Anderson ought to be exempted from the payment of the aforesaid taxes so long as he continues disabled. Your Committee having also considered the Petition of Lewis Tucker, wounded and disabled by the Tories, Report that the Commissioners of Randolph County be directed to advance to the said Tucker out of the collection of specific taxes for the said County for the year 1782, Twenty barrels of Corn, or the value thereof in other specific articles.

Your Committee having also considered the Petition of Elizabeth Forbes, whose Husband was wounded in the battle of Guilford Court House and died thereof, Report that the said Elizabeth Forbes, in consideration of the above circumstance, and in order to enable her to support a numerous distressed family, be allowed twenty-five barrels of Corn out of the Specific tax for the County of Guilford for the year 1782, and the like quantity out of the tax for 1783, and that her receipts shall be a discharge to the Commissioners for the said allowance.

WILL. MEBANE, Ch.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence the report of the Committee on the cases of David Anderson, Lewis Tucker and Elizabeth Forbes concurred with by this House.

Recd. a bill for extending the Boundary line between this State and the Cherokees & other purposes. Endorsed in the House of Commons 10 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time & sent the Commons.

Whereas, many worthy Citizens of this State are now in captivity, confined on Board Prison ships and suffering the most cruel hardships, and as Humanity and Policy combined make it our indispensable duty to endeavour to procure their enlargement,

Resolved, that His Excellency be directed to send on Samuel Bryan, John Hampton and Nichls. White, now under sentence of death and confined in Salisbury jail, to be exchanged for Militia

Officers of similar rank belonging to this State; and that His Excellency also immediately cause a sufficient number of Tories, who have been in arms against this State & who are charged with Military offences only against the same, to be sent on to General Greene's camp to be exchanged for the aforesaid Citizens, taking care to send into Charlestown the wives and families of the Tories so to be exchanged, and this is to be done from time to time, as Circumstances may render the measure necessary: provided, that General Leslie, or the Commanding Officer at Charlestown, shall first give His Excellency the Governor explicit assurances that he will exchange the Citizens of this State now in captivity, or who may hereafter be captured, on the terms afsd. But if General Leslie, or the commanding officer at Charlestown, shall fail or refuse to accept of the proposition hereby made in a reasonable time after the same is notified, then the Treason Laws of this State are to have their full effect, His Excellency the Governor always observing that Justice is to be tempered with mercy.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve respecting such of the Good Citizens of this State who are in Captivity at Charlestown.

Resolved, that His Excellency the Governor be requested, as soon as may be, to address the Honorable Brigadier General the Marquis of Bretigny on the subject of his agency from this State to the Island of Martinique, and assure him of the high sense this Government entertain of his warm attachment to the United States and this State in particular, as manifested by the many and important services rendered by him to this Government, as well within the civil as military department, and inform him that the late prosperous events of war have caused the necessity to cease of his continuing at Martinique as agent for this State, and that he will be pleased to return to this State as soon as convenient, in order to secure that generous compensation sacredly promised him at his appointment, and that His Excellency will be pleased to transmit to the Marquis a copy of this Resolve.

Ordered that the above resolve, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve respecting the Agency of the Marquis of Bretigny.

Resolved, that the District Auditors of Halifax District be directed to liquidate the accounts of Allen Jones, Whitmell Hill and Willie Jones, late delegates in Congress for this State, allowing them at the rate of eight hundred pounds specie per annum, expences included, for the time they were actually serving at, going to and returning from Philadelphia, and the said auditors are directed to debit the said delegates with the amount of such sums of money as they and every of them have received from the Contl. Treasury or the public Treasury of this State at the real value of such money at the times it was received, and then to grant special certificates for the balance, if any, which shall be due, which certificates shall be on the same footing with other specie certificates in every respect.

Ordered that the above, &c.

Mr. Speaker and Gentlemen:

With this you will receive for concurrence a resolve respecting the settlement of the accounts of Allen Jones, Whitmell Hill & Willie Jones, Esquires, late Delegates of this State in the Congress of the United States.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the Committee to whom was recommitted the report of Col. Long's Accts., cond. with by this House, also a resolve of this House in consequence thereof.

The report being read was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

The report of the Committee to whom was recommitted the report of the Committee on Col. Long's accounts, we concur with, and send for concurrence a resolve which we adopt in lieu of the one by you proposed on that Head:

Resolved, that the late State Auditors be empowered and directed to reconsider the accounts of Colonel Nicholas Long, Deputy Quartermaster General, and that they ascertain what part of the

balance of said accounts is for articles furnished by himself at specie prices, & that they make out and deliver Col. Long a specie certificate agreeable to the prices charged in such account, as also a certificate in currency for the balance due in currency.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

The Commons agree to refer the letter of Lt. Col. Lytle to a joint Committee, and have on their part appointed Mr. P. Hawkins, Mr. Turner, Mr. Shepperd and Mr. Vaughn a Committee. We return the report of the Committee on the situation of David Anderson, Lewis Tucker, Elizabeth Forbes & John Spiers and the resolve of your House respecting such persons who have taken up Dennis O'Bryan and others therein mentioned, concurred with by this House.

Received from the Commons a Bill for the security of the Bank of North America. Endorsed in the House of Commons 11 May, 1782, Read the third time and passed.

Ordered said bill be read. Read the third time, passed and ordered to be Engrossed.

Recd. also a bill for raising Troops to compleat the Continental Battalions of this State. Endorsed in the House of Commons 10 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed the third time and ordered to be Engrossed.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the Memorial of John Taylor of the Town of Hillsborough, which we propose referring to the Committee appointed to receive the returns and settle with the County Commissioners, &c.

Ordered, &c.

Mr. Speaker and Gentlemen:

We do not agree that the settlement of Mr. John Taylor's accounts be referred to a Committee, but propose that they be settled by the auditors of the District of Hillsborough.

Recd. from the Commons a Bill to impower the commissioners therein mentioned to repair the public buildings in the town of

Hillsborough and other purposes. Endorsed in the House of Commons 11 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Passed the third time and ordered to be Engrossed.

William Shepperd, Esquire, from the committee to whom was referred the Memorial of William Lenoir, reported as followeth, vizt.:

The Committee appointed to take under consideration the Memorial of William Lenoir report as follows, vizt.:

That your Committee are of opinion that the upper Board of Auditors for the District of Salisbury be empowered by a resolve of this General Assembly to reissue such certificates allowed by said Board, as the aforesaid Lenoir shall make appear is lost, in such manner as to avoid any imposition on the public. All which your Committee humbly submit.

WILL. SHEPPERD, Ch.

The House taking the foregoing report into consideration, concurred therewith, whereupon

Resolved, that the upper Board of Auditors for the District of Salisbury be empowered to reissue to William Lenoir of Wilkes County all such certificates as have heretofore been issued by the said Board of Auditors to him, the said William Lenoir, on his making it appear that the said certificates are lost, in such manner as to avoid any imposition on the public by the redemption of the said certificates first granted and lost as aforesaid.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

You will receive herewith the report of the joint Committee on the Petition of William Lenoir, concurred with by this House. We send likewise a resolve of this House entered into in consequence of this report for your concurrence.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the resolve of your House impowering the late Auditors to settle the accounts of Colonel Long, concurred with.

Received the resolve referred to. Endorsed in the House of Commons 11 May, 1782, concurred with, &c.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the resolve of your House respecting such of the good Citizens of this State who are in Captivity at Charlestown, the Resolve respecting the Agency of the Marquis of Bretigny and the resolve respecting the settlement of the accounts of Allen Jones, Whitmell Hill and Willie Jones, Esquires, late Delegates from this State to Congress, concurred with by this House.

Recd. the resolve referred to. Endorsed in the House of Commons 11 May, 1782, concurred with.

Recd. from the Commons a bill for altering the time of holding several County Courts of Pleas and Quarter Sessions within the District of Morgan. Endorsed in the House of Commons 11 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Adjourned until tomorrow morning 9 o'clock.

SUNDAY, 12 May, 1782.

Met according to adjournment.

General Gregory, from the Committee of Privileges and Elections, reported as followeth, vizt.:

The Committee of Privileges and Elections, having taken under their consideration the Return from Tyrrell County for the annual Election for a Senator, are of opinion that it would be improper to issue a writ for a new election until the Gentleman returned takes a seat in the Senate. All which is submitted.

ISAAC GREGORY, Ch.

The aforegoing report being read was agreed to.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for your concurrence the report of the Committee of ways and means, concurred with by this House. We have caused the amendment referred to in the said report to be made.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the report of the Committee on Ways and Means be amended by erasing that part of the 7, 8 and 9 lines

included within a Parenthesis, otherwise we cannot concur with this report. Should you approve of this amendment, you will make the report conformable and return it.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We agree that the settlement of Mr. John Taylor's accounts be referred to the Auditors for the District of Hillsborough. We return the report of the joint Committe on the Petition of William Lenoir and the resolve of your House in consequence thereof, concurred with by this House.

Read the resignation of John Collier, Esquire, Colonel of the Randolph Regiment of Militia. Ordered that the same be sent the Commons with the following message:

Mr. Speaker and Gentlemen:

We send herewith the resignation of John Collier, Esquire, Colonel of the Randolph Regiment of Militia, accepted by this House.

Read the Petition of William Lansdell, a wounded and poor man of Bladen County, whereupon

Resolved, that the said William Lansdell be allowed thirty Barrels of corn, to be paid him out of the specific tax of the County aforesaid by the Commissioners thereof.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of William Lansdell of Bladen County.

Adjourned until tomorrow morning 6 o'clock.

MONDAY, 13 May, 1782.

Met according to adjournment.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of Nathan and Lewis Bryan of Jones County.

The resolve being read was rejected.

Mr. Speaker and Gentlemen:

We send for your concurrence the report of the Committee on Ways and Means, concurred with by this House. We have caused

the amendment referred to in the said Report to be made in the bill.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The report of the Committee on Ways and Means we return you, concurred with by this house.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith for your concurrence the report of the joint Committee appointed to receive the returns of the District Auditors on the accounts of Colonel Joseph Dixon and the Petition of Sarah McLain, concurred with in this house. We send also for your concurrence a resolve of this House in consequence thereof.

Ordered, &c.

Mr. Speaker and Gentlemen:

The report of the joint Committee on the Petition of Colonel Joseph Dixon and the Petition of Sarah McLain & the resolve of your House in consequence thereof, we return you concurred with.

Mr. Hill, from the Joint Committee to whom was referred the the letter from Colonel Lytle, reported as followeth, vizt.:

The Committee to whom was referred the letter of Col. Arch. Lytle report as follows:

Your Committee are of opinion that Colonel Nicholas Long, D. Q. M. G., be directed to furnish Colonel Archd. Lytle with a Horse suitable to his rank, that he may thereby be enabled to repair to General Greene's Camp. All which is submitted.

HENRY HILL, Ch.

Ordered, &c.

Mr. Speaker and Gentlemen:

With this you will receive the report of the joint Committee on the Letter from Colonel Lytle, concurred with by this House.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for your perusal a message from His Excellency the Governor, accompanied by a copy of a letter to General Leslie.

Recd. the Papers referred to, which were read.

Recd. from the Commons a bill for abolishing the State Quarter Master and Commissary Departments within this State and for restraining impressments. Endorsed in the House of Commons 13 May, 1782, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. from the Commons a Bill for the relief of the officers and soldiers of the Continental line and for other purposes. Endorsed in the House of Commons 13 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time & sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for your concurrence the report of the Committee to whom was referred the Memorial of James Hogg and others, concurred with by this House.

Ordered, &c.

Mr. Speaker and Gentlemen:

The report of the Committee on the Memorial of James Hogg & William Johnston in behalf of themselves and others we return you, concurred with by this House.

Received from the Commons a bill to amend an act passed the last session of the General Assembly, entituled an act for laying a specific and pecuniary tax. Endorsed in the House of Commons 13 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed the second time & sent the Commons.

Recd. from the Commons a bill to amend an act passed the last session of the General Assembly, entituled an act for continuing the District Auditors of this State, directing their duty in office and for other purposes; and also one other act passed at Halifax on the 18th day of Jannary, 1781, entituled an act for appointing District Auditors for the settlement of public Claims. Endorsed in the House of Commons 13 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and sent the Commons.

Recd. also a bill to amend the several acts passed within this State to prevent the stopping of the passage of Fish up the several rivers therein mentioned. Endorsed in the House of Commons 13 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time & sent the Commons.

Recd. likewise a bill for levying a further tax of one shilling on every hundred pounds value of taxable property in the County of Jones for defraying the Expence of compleating the public buildings thereof. Endorsed in the House of Commons 13 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. also a bill to alter the times of holding the several County Courts of Pleas and Quarter Sessions within the District of Morgan. Endorsed in the House of Commons 13 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. a bill to amend an act entituled an act for dividing Tryon County and other purposes. Endorsed in the House of Commons 13 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Recd. a bill to appoint Commissioners for fixing a place within the County of Anson for building a Court House, Prison and Stocks and other purposes therein contained. Endorsed in the House of Commons 13 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the third time and sent the Commons.

Recd. also a bill for adding part of Burke County to Lincoln County, for appointing Commissioners for the purposes therein mentioned & for laying a tax to compleat the public buildings therein. Endorsed in the House of Commons 13 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

Adjourned until tomorrow morning 6 o'clock.

TUESDAY, 14 May, 1782.

Met according to adjournment.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Wade and Mr. Isaacs, who will act in conjunction with such Gentlemen as you may appoint as a Committee to take under consideration the Memorial from the Inhabitants of Rutherford and Burke Counties.

Read a letter from Waightstill Avery, Esquire, whereupon

Resolved, that the Treasurers, or either of them, pay into the hands of Waightstill Avery, Esquire, the sum of sixty pounds specie for attending the Superior Courts of Law held for the Districts of Hx. (Halifax) and New Bern, Apl. & May Terms, 1778, as the Atto. General of this State, for which sum they shall be allowed in the settlement of their public accounts.

Ordered that the above resolve, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve allowing Waightstill Avery, Esquire, a certain sum therein mentioned.

Resolved, that the Treasurers, or either of them, pay James Coor or order the sum of one hundred and fourteen pounds nine shillings specie for his own and son's attendance as Auditor and Clerk to the first day of April, 1782, and for other articles as per report of the Committee, and that the Treasurer be allowed for the same in the settlement of his public accounts.

Resolved, that the Treasurers, or either of them, pay John Hawks Forty-six pounds specie for his attendance as an Auditor to the first of April, 1782, as by report of the Committee, and that the Treasurer be allowed for the same in the settlement of his public accounts.

Resolved, that the Treasurers, or either of them, pay William Bryan Twenty pounds specie for his attendance as Auditor to the first day of April, 1782, as by report of the Committee, and that the Treasurer be allowed the same in the settlement of his public accounts.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence sundry resolutions directing the Treasurers, or either of them, to pay the respective sums therein mentioned to the persons named, agreeable to the report of the Committee on that Head.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send for your Concurrence a resolve for the protection of the frontiers of this State, which we propose instead of referring the Petition from Rutherford and Burke Counties.

Ordered, &c.

Mr. Speaker and Gentlemen:

The resolve of your House for the protection of the frontiers of this State we return you, concurred with.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This House have directed their clerk to make out the estimate to include Thursday next at Twenty shillings per day, and propose that the members who attended at Salem in Nov. & Jany. last be allowed two Dollars per day for their attendance.

Ordered, &c.

Mr. Speaker and Gentlemen:

We agree that the estimate be made out in every Respect as by you proposed.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We agree that the Memorial of John Huske be referred to the Committee to whom was referred the settlement of Governor Burke's accounts; we return you the resolve in favour of William Lansdell and the report of the joint Committee on Col. Lytle's Letter, Concurred with by this House.

Recd., concurred with, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve of this House in favour of Adam Cooper.

Ordered, &c.

Mr. Speaker and Gentlemen:

You will herewith receive the resolve of your House in favour of Adam Cooper, concurred with.

Recd., &c.:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of Mrs. Davidson, Relict of the late General Davidson, Decd.

Ordered, &c.

Mr. Speaker and Gentlemen:

The resolve of your House in favour of Mrs. Davidson we return you concurred with.

Col. Wade, from the joint Committee to whom was referred the Adjusting the Accounts of Governor Burke, reported as followeth, vizt.:

Your Committee to whom the letter and account of Thomas Burke, Esquire, late a Delegate from this State to the Continental Congress, have examined and considered the same, and in finding that Mr. Burke has lost his Papers that contain his Expences while in the service of this State as a Delegate, are of opinion that he be allowed on the settlement of his accounts during his service in the character of a Delegate at the rate of £75 per month for every month he has actually served after the passing a resolution at Hx. respecting the Continental Delegates in the year 1779, the same to be in lieu of all compensation and Expence, and that he be charged with all such sums as he hath received on the public account for his private use at the real value at the time of receiving the same, and that the allowance made by the General Assembly previous to the said resolution be reduced to the value of eight hundred pounds specie per annum, notwithstanding any greater nominal allowance. All which your Committee submit.

THOMAS WADE, Ch.

The foregoing report being read was concurred with, whereupon

Resolved, that Thomas Burke, Esquire, late a delegate from this State to the Continental Congress, be allowed on the settlement of his accounts during his actual service in that character at the rate of the sum of seventy-five pounds for every month he has actually served after the passage of a resolution by the General Assembly

at Halifax respecting the Contl. Delegates in the year 1779. The same to be in lieu of all compensation and expences, and that he be charged with all such sums of money as he has received on the public account for his private use at the real value at the time of receiving the same, that the allowance made by the General Assembly previous to the said resolution be reduced to the value of eight hundred pounds specie per annum, notwithstanding any greater nominal allowance, and that any District Auditors, or other persons appointed to adjust public claims, be authorized to adjust his account and to give specie certificate for any balance which may appear to be due to him.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the accounts of Thomas Burke, Esquire, late a delegate from this State to the Congress of the United States, concurred with by this House. We send also for your concurrence a resolve entered into by this House in consequence thereof.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for your concurrence a resolve of this House in favour of Waightstill Avery, Esquire, which we propose adopting instead of the one by you proposed on the same subject.

Recd. the resolve referred to, which being read was rejected.

Mr. Speaker and Gentlemen:

We send for your concurrence the report of the Committee to whom was referred the settlement of Mr. Sharpe's accounts, concurred with by this House. We also send for your concurrence a resolve of the House in consequence thereof.

The resolve referred to being read was rejected, whereupon

Resolved, that the District Treasurers, or either of them, pay William Sharpe, Esquire, the sum of two hundred and forty-eight pounds 9/ specie, with Int. thereon from the date hereof, the same being the balance of his accounts for services as delegate for this State in the Contl. Congress, for which sum the Treasurer shall be allowed in the settlement of his public accounts.

Ordered, &c.

Mr. Speaker and Gentlemen:

With this you will receive for your concurrence a Resolve directing the Treasurers, or either of them, to pay William Sharpe, Esquire, a certain sum therein mentioned, which we propose in lieu of the one by you entered into on that Head.

On motion, resolved that the Treasurers, or either of them, pay Abner Nash, Esquire, the sum of five hundred and ninety-three pounds three shillings and four pence, the same being the balance due him on account of his Salary and public expenditures when Governor of the State, and for this sum either of them paying the same shall be allowed in the settlement of his public accounts.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve directing the Treasurers, or either of them, to pay Abner Nash, Esquire, a certain sum therein mentioned.

Recd. from the Commons a bill for levying a specific provision Tax for defraying continguences and supporting the armies of the United States for the year 1782. Endorsed in the House of Commons 14 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, amended, passed and ordered to be sent the Commons.

Read the Petition of John Kimbrough of Montgomery County, praying, &c., whereupon

Resolved, that the Collector of public taxes for the District in which said Kimbrough resides do remit to him, the said Kimbrough, the threefold tax on him issued for failing to return a list of his taxable property, and collect from him a single tax as from other persons, it appearing to this House that his neglect thereon was not intentional.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

You will herewith receive the Petition of John Kimbrough and a resolve of this House entered into in consequence thereof, which we send for your concurrence.

Received from the Commons, &c.:

Mr. Speaker and Gentlemen:

We return the sundry resolves directing the Treasurers, or either

of them, to pay the respective sums therein mentioned to the persons named in the report of the Committee, &c., concurred with.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve for appointing three Justices of the Peace in Surry County.

The resolve being read was rejected.

Recd. from the Commons a Bill to regulate and ascertain the Fees to the Secy. of State, the Governor's private Secretary and the Surveyors. Endorsed in the House of Commons 13 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Recd. also a bill to amend the several acts passed within this State to prevent the stopping of the passage of Fish up the several Rivers therein mentioned. Endorsed in the House of Commons 14 May, 1782, Read the third time and passed.

Ordered said bill be read. Read, passed the third time and ordered to be engrossed.

Recd. from the Commons a bill for abolishing the State Quarter Master and Commissary Departments within this State and for restraining impressments. Endorsed in the House of Commons 14 May, 1782, Read the second time, amended and passed.

Ordered said bill be read. Read, passed the second time and ordered to be sent the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

The resolve of your House directing the Treasurers, or either of them, to pay William Sharpe, Esquire, a certain sum therein mentioned; the resolve directing the Treasurers, or either of them, to pay Abner Nash, Esquire, a certain sum therein mentioned; the report of the joint Committee on the accounts of Thomas Burke, Esquire, late a delegate from this State in Congress, and the resolve of your House in consequence thereof we return you, concurred with.

Recd. the resolves and Report alluded to, concurred with.

Read the resignation of Thomas Brown, Esquire, Colonel of the Bladen Regiment of Militia. Ordered that the same be sent the Commons with the following message:

Mr. Speaker and Gentlemen:

With this you will receive the resignation of Thomas Brown, Esquire, Colonel of the Bladen Regiment of Militia, accepted by this House.

Col. Irwin, from the joint Committee to whom was referred the Memorial of John King, reported as followeth, vizt.:

That said John King lent the sum of Twenty thousand pounds State currency on the 18 day of October, 1780, which sum is now due to the said King, and it appears to your Committee that the value of the money lent at the time and place when the same was lent the public was one hundred State money for one specie, which amounts to £200 and the Int., £19, which Int. we are of opinion said King ought to have a certificate for, such as the members of the Assembly are to receive, and that the principal be divided into three equal parts, and that the said King be furnished with a certificate for each sum in currency, payable on demand. All which is hereby submitted.

ROBERT IRWIN, Ch.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send herewith the report of the joint Committee on the Memorial of John King, concurred with by this House.

Recd. from the Commons a bill to amend an act passed the last session of the General Assembly, entituled an act for levying a specific and pecuniary Tax. Endorsed in the House of Commons 14 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be Engrossed.

On reading the last mentioned bill a motion was made and seconded that the clause therein which declares, *that any person who is still in arrear for the____part of the tax for the year 1781, directed by law to be paid in Continental money, shall either pay the said Continental money or the same sum in State Currency, Dollar for Dollar,* should be amended by declaring *that such persons should either pay the Continental money or double the sum in State currency,* this being objected to, the question was put and carried in the negative. Whereupon, on motion of Colonel Irwin, ordered that the yeas and nays be taken on the question, which were as follows:

For the amendment proposed, Messrs. Blount, Coor, Macon, Griffin, Miller, Wade, Johnston, Irwin, Abram Jones, Lock, Gray and James Williams—12; against, Messrs Jno. Williams, Gill, Hill, Lockhart, Brown, Moore, Kenan, Collier, Bledsoe, Isaacs, Atkins, Bass and McDowell—13; so the proposed amendment was rejected and the bill passed as is now to be on that act. Then on motion of Mr. Macon, ordered that the yeas and nays be taken as to the passage of this bill, which were as follows: For the Bill, Messrs. Mebane, Jno. Williams, Gill, Hill, Lockhart, Brown, Moore, Kenan, Collier, Bledsoe, Isaacs, Atkins, Bass and McDowell—14; against the bill, Messrs. Blount, Coor, Macon, Griffin, Miller, Wade, Johnston, Irwin, Jones, Lock, Gray and J. Williams—12.

Adjourned until tomorrow morning 6 o'clock.

WEDNESDAY, 15 May, 1782.

Met according to adjournment.

Recd. from the Commons a bill directing the sale of confiscated property. Endorsed in the House of Commons 13 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Recd. also a bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing the same and collecting the public taxes. Endorsed in the House of Commons 11 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve for appointing Longfield Cox to take charge of the State House, &c., in New Bern for the purposes therein mentioned.

Ordered, &c.

Mr. Speaker and Gentlemen:

We return the resolve of your House appointing Longfield Cox to take charge of the State House, &c., concurred with.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the resignation of James Martin as Colonel of Guilford County, accepted of by this House.

Read, accepted, ordered, &c.

Whereas, the General Assembly have by joint ballot of both Houses determined that the next session of the General Assembly shall be held at the town of Hillsborough, and also have enacted that the further General Assemblies shall be continued there until a proper place shall be chosen for a Seat of Government, therefore

Resolved, that His Excellency the Governor be requested to establish a post from said town to the Town of Richmond, in Virginia, for the purpose of conveying Intelligence, Despatches, &c., to and from the said towns, and that His Excellency require the public printer to immediately establish his office in the said town.

Ordered that the aforegoing resolve, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve for establishing a post from the Town of Hillsboro to the town of Richmond, in Virginia.

Message respecting self sent now.

On this resolve being adopted, on motion of Mr. Macon, ordered that the yeas and nays be taken, which were as follows, vizt.: For the Resolve Messrs. Mebane, Jno. Williams, Coor, Gill, Hill, Miller, Johnston, Collier, Bledsoe, Isaacs, Irwin, Lock, Shepperd and James Williams, Esquires—14; against it Messrs. Blount, Macon, Griffin, Lockhart, Brown, Atkins, Jones, Bass and McDowell—9.

Recd. from the Commons a bill to amend an act passed the last session of the General Assembly, entituled an act for continuing the District Auditors of this State and directing their duty in Office, and for other purposes, and also another act passed at Halifax on the 18 day of January, 1781, entituled an act for appointing District Auditors for the settlement of public claims. Endorsed in the House of Commons 15 May, 1782, read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Col. Wade, on Huske's Committee, introduced a report, which was rejected.

Recd. also a bill for leaving a specific provision tax for defraying contingencies and supporting the armies of the United States for the year 1782. Endorsed in the House of Commons 15 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, passed the third time and ordered to be engrossed.

On motion, ordered that the Treasurers, or either of them, pay Mr. John Huske, Secy. to Thomas Burke, Esquire, late Governor of this State, the sum of £150 specie, in full for his services as Secretary & Expences when a Prisoner with the Enemy, for which sum either of them shall be allowed in the settlement of his public accounts.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of Mr. John Huske.

Adjourned until tomorrow morning 9 o'clock.

THURSDAY, 16 May, 1782.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We return the report of the joint Committee on the Memorial of John King, concurred with; also the resignation of Thomas Brown, Col. of Bladen County, accepted of by this House.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve impowering the Auditors to allow the accounts therein alluded to.

The resolve being read, ordered, &c.

Mr. Speaker and Gentlemen:

The resolve of your House directing the Auditors as to the settlement of Claims, the vouchers for which are lost, we return you, concurred with.

On motion, Resolved, that the District Auditors be authorized to allow such officers belonging to the Militia of this State the settlement of their accounts (who have been prisoners with the enemy and taken when in actual service), Pay and Rations according to

Rank during the time of their captivity, and grant certificates as in other claims.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of such officers of the Militia of this State who have been captured by the Enemy.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith for your perusal a message from His Excellency the Governor, accompanied by a letter from Major General Greene.

The message from the Governor and the Letter referred to being read.

Recd., &c.:

Mr. Speaker and Gentlemen:

This House agree that the Committee appointed to settle with the County Commissioners report on the account of Mr. John Haywood as Secretary of the late Board of War.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve requesting His Excellency the Governor to open a correspondence with the Governor of Maryland and Delaware States on the subject therein mentioned.

The resolve referred to being read was ordered to lie for consideration.

Recd. also the following message:

Mr. Speaker and Gentlemen:

We send for your perusal a letter from Geo. Doherty, Agent, &c., to the Officers of the North Carolina Line.

The letter referred to being read was ordered to lie for consideration.

Recd. from the Commons a Bill to establish a department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller and other purposes. Endorsed in the House of Commons 15 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot at 6 o'clock this evening for a Comptroller for this State, and put in nomination the Honl. Richard Caswell for that appointment; for a Judge of the Court of Oyer and Terminer for the District of Morgan, and nominate Spruce McKay, Esquire, for that appointment; for Commissioners of confiscated property for the respective Districts of this State, and nominate for the District of New Bern, Benjamin Shepperd; Wilmington, Richard Bradley; Salisbury, Griffith Rutherford; Hillsborough, Will Moore and John Taylor; Halifax, John Macon & Samuel Lockhart; Edenton, William Righton, and for the District of Morgan, James Johnston.

For Treasurers for the respective Districts, and nominate for the District of New Bern, Rd. Cogdell; Wilmington, Timothy Bloodworth; Hillsborough, Matt. Jones; Salisbury, Robert Lanier; Halifax, Green Hill; Edenton, William Skinner, and for the District of Morgan, John Brown.

For a Brigadier General for the District of Morgan, and nominate for that appointment Charles McDowell and Elisha Isaacs, Esquires.

Mr. Coor and Mr. Macon superintendents of the balloting.

Should this be agreeable to you, you will notify the same by message.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

The resolve of your House in favour of the Militia officers of this State who have been captured and the resolve in favour of Mr. John Huske we return you, concurred with.

Mr. Speaker and Gentlemen:

We send herewith for your concurrence a resolve in favour of John Kelly.

Ordered, &c.

Mr. Speaker and Gentlemen:

The resolve of your House in favour of Mr. John Kelly we return you, concurred with.

Adjourned until tomorrow morning 6 o'clock.

FRIDAY, 17 May, 1782.

Met according to adjournment.

On motion, resolved, that Henry Hill, Esquire, be and he is hereby authorized and impowered to purchase and deliver Col. Arch. Lytle a Horse suitable to his rank, in order to enable him to proceed to General Greene's Camp, in obedience to his orders; for the purchase money of which Horse he shall grant a certificate, which shall be received in payment on the purchase of any confiscated Property in this State at the nominal value thereof as tho' the same was actual Gold and Silver; and resolved further, that the report of the Committee in favour of Col. Lytle relative to procuring him a Horse, as concurred with by the General Assembly, be and the same is hereby done away and of none effect.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of Col. Arch. Lytle.

Whereas, Major General Greene hath requested of this State thirty large, fleet Horses for Col. Lee's Legion, for which he promises that this State shall be credited in their accounts with Congress,

Resolved, that Col. Samuel Lockhart be impowered to provide thirty strong, fleet Horses, at least fourteen hands high, and deliver them to a proper officer, that they may be sent to General Greene's Camp as soon as may be; and in order to enable Col. Lockhart to carry this above resolve into effect in the most expeditious manner possible, resolved, that Col. Lockhart take into his possession for the above purpose all the Horses that are fit for this service which were heretofore purchased or impressed to be sent to General Greene, and have not yet gone on, and that he purchase as many more as will make up the number herein required, giving to the persons from whom he may purchase the said Horses Certificates for the same in specie.

Resolved, that the said Certificates so granted shall be recd. as specie in payment for any confiscated property hereafter to be sold, except the property to be sold to pay the salaries of the Delegates.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve impowering Col. Lockhart to

purchase and procure Horses as therein mentioned agreeable to the request of Major Genl. Greene.

Recd. from the Commons the Bill to repeal such laws and clauses of laws which make paper money a legal tender in the payment of private debts and contracts and for other purposes. Endorsed in the House of Commons 16 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read the third time and rejected.

Recd. from the Commons a bill for the relief of the Officers and Soldiers in the Continental line & for other purposes therein mentioned. Endorsed in the House of Commons 16 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Recd. also a bill for raising a revenue for the support of Government. Endorsed in the House of Commons 15 May, 1782, Read the third time, amended and passed.

Ordered, &c.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve directing the Attorney General to prosecute Peter Mallett and Geo. Meek for Treason.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve appointing Jno. Walker a Commissioner for the purposes therein mentioned.

Mr. Speaker, &c.:

We send for concurrence the report of the Committee of Propositions and Grievances, concurred with by this House.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The resolve of your House directing the Attorney General to prosecute Peter Mallett and Geo. Meek for Treason, your resolve appointing Jno. Walker Com. for the purposes therein mentioned & the report of the Committee of Propositions and Grievances in favour of Mrs. Russell, relict of Geo. Russell, late of Ruthd. County, we return you, severally concurred with.

Recd., &c.:

Mr. Speaker and Gentlemen:

We return the resolve of your House in favour of Col. Arch. Lytle, Concurred with by this House.

Recd. the resolve, concurred with.

Mr. Speaker and Gentlemen:

The Commons propose balloting for the several officers at 5 o'clock this evening, and put in nomination for Commissioner of confiscated property in the District of Edenton, William Righton; for the District of Morgan, James Johnston; Hillsboro, William Moore, Ambrose Ramsey and John Taylor; Halifax, John Macon; Salisbury, Griffith Rutherford; Wilmington, Richard Bradley and James Gillispie; New Bern, W. Bryan and Benjamin Sheppard.

The other officers to be balloted for we nominate as in our former message on this Head, and agree to ballot for a Brigadier General for the District of Morgan instead of two Cols., and put in nomination for Brigadier General the same as by you mentioned. Mr. Person and Mr. Thomas will superintend the Balloting.

Ordered, &c.

Mr. Speaker and Gentlemen:

The Senate wish not to defer balloting until 5 o'clock, as by you proposed, but are of opinion that this business be done at 1 o'clock this afternoon.

Recd. from the Commons the bill to attaint several persons therein mentioned of Treason, to pardon others on certain conditions, for repealing the acts disqualifying non-jurors and for the relief of certain officers therein described who have taken parole from the Enemy. Endorsed in the House of Commons 17 May, 1782, Read the second time, amended and passed.

Ordered said Bill be read. Read, amended, passed the second time and sent the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House are ready to ballot for the several officers immediately.

Mr. Coor, one of the members nominated on the part of the House to superintend the balloting agreeable to the several preceding messages reported, that having, with Mr. Macon, the other member nominated, attended the balloting for a Comptroller, on casting up the ballot it appeared that the Hon. Richard Caswel

Esquire, was appointed to that office; Spruce McKay, Judge of Oyer; John Macon, Commissioner of confiscated property for the District of Halifax; W. Moore for the District of Hillsboro, Will Righton for the District of Edenton, Ben Shepperd for the District of New Bern, R. Bradley for the District of Wilmington, Griffith Rutherford for the District of Salisbury, and James Johnston for the District of Morgan.

Brigadier General for the District of Morgan, Col. Charles McDowell; Treasurer for the District of New Bern, Ben Exum; Wilmington, Tim Bloodworth; Salisbury, Ro. Lanier; Halifax, Green Hill; Morgan, John Brown; and that there still remains to be balloted for a Treasurer for the District of Hillsboro.

The House taking the aforegoing report into consideration, concurred therewith.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence sundry resolves allowing the Officers of the State Legion the respective sums therein mentioned in full for six months' pay and subsistence.

The resolves referred to being read were concurred with and the following Message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

We return the resolves of your House in favour of the Officers of the State Legion, cond. with by this House.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith a message from His Excellency the Governor, accompanied by the letters therein referred to.

Recd. the message from His Excellency the Governor and the letters alluded to in the aforegoing message, which was read.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send herewith the report of the Committee to whom was referred the accounts of Mr. John Haywood, Secretary to the late Board of War, concurred with by this House.

The report being read was concurred with and the following message ordered to be sent the Commons:

Mr. Speaker and Gentlemen:

The report of the Committee on the accounts of John Haywood, Secretary of the late Board of War, we return you concurred with.

Recd. from the Commons the bill for abolishing the State Quarter Master and Commissary Departments within this State and for restraining Impressments. Endorsed in the House of Commons 17 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the Committee to whom was referred the accounts of Lewis Bryan, concurred with by this House, as also a resolve of this House in consequence thereof.

The report and resolve referred to being read were concurred with and ordered to be sent the Commons with the following message:

Mr. Speaker and Gentlemen:

The report of the Committee on the accounts of Mr. Lewis Bryan and the resolve of your House in consequence thereof we return you, concurred with by this House.

Recd. from the Commons the Bill for raising a Revenue for the support of Government. Endorsed in the House of Commons 15 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. Read, amended by consent of the Commons, passed and ordered to be Engrossed.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We send for concurrence an address to the Commonwealth of Virginia.

The address referred to being read, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The proposed address to the Assembly of Virginia this House approve of.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We return the resolve of your House impowering Col. Lockhart to purchase Horses, concurred with by this House.

Recd. the resolve referred to, cond. with.

Adjourned until tomorrow morning 6 o'clock.

SATURDAY, 18 May, 1782.

Met according to adjournment.

Thomas Brown, Esquire, from the joint Committee appointed to hear and report of the Excuses of Paroled Officers, reported as followeth, vizt.:

The Committee appointed to hear and determine on the Excuses of paroled Officers report

That from a thorough Investigation of the Circumstances which induced Stephen Andres, 1st Major of the Bladen Regiment of Militia, Joseph Andres, Captain of said Regiment, Andrew Bass, Justice of the Peace for Wayne County, and Edward Nicholson, a Justice of the Peace for Nash County, they are of opinion that those persons be restored to their respective Commissions.

THOMAS BROWN, Ch.

The House taking this report into consideration, concurred therewith and ordered that with the following message it be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence the report of the joint Committee appointed to hear the Excuses of paroled Officers, &c., concurred with by this House.

On motion, resolved that Joseph Pitman of Edgecomb County, be allowed twelve Barrels of Corn for riding Express to New Bern in September last and delivering to the then public printer of this State a Transcript of the Journal of the Senate, June and July sessions, 1781, to be delivered him by the Commissioner of said County, who shall be allowed therefor in the settlement of his public accounts.

Ordered that the above resolve, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve in favour of Joseph Pitman of Edgecomb County.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

The report of the Committee appointed to hear the excuses of paroled officers, &c., we return you, concurred with.

Recd. the report referred to, concurred with.

Whereas, a supply of Clothing for the Continental Officers and Soldiers of the Line of this State ought to be procured and forwarded to Camp as soon as possible,

Resolved, that His Excellency the Governor, with the advice of Council, be authorized and impowered to dispose of so much of the specific tax as may be necessary to procure a sufficient quantity of clothing for the Continental Officers and Soldiers of the line of this State.

Resolved, that Captain Geo. Doherty, chosen by the officers to superintend this business in their behalf, or any other person that the Governer may appoint, receive the said clothing and forward it on to Camp in the most expeditious manner he can, and that he be allowed all necessary expences incurred in carrying the above resolve into effect.

Resolved, that any person who will deliver to Captain Geo. Doherty, or the person appointed by the Governor to receive and forward the Clothing above mentioned to Camp, good country-made linen fit for the above purpose, shall on producing a receipt for the same specifying its quality, be allowed the amount thereof by the receivers of the specie tax for this year in discharge of such part of his taxes as is receivable in the specific articles therein enumerated.

Ordered that the aforegoing resolve, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve for procuring Clothing for the purposes therein mentioned.

On motion, resolved, that the Commissioners of confiscated Estates, or either of them, be hereby authorized to receive a resolve of the General Assemby this session in favour of the Honl. Brigadier General Sumner and Major Hy. Dixon for two Horses killed at the battle of the Utaw and be allowed for the same in the settlement of his or their accounts with the Treasurers.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We send for concurrence a resolve of this House in favour of Brigadier General Sumner and Major Henry Dixon of the North Carolina Line.

On motion, resolved, that Thomas Davis, Esquire, be appointed public printer for this State and that he be entitled to the Salary by Law established, complying with the duties of the said office, and that he as soon as may be print one fair copy of the acts of this Session for each member of the General Assembly, each Justice of the Peace in this State and the Clerks of the County Courts, respectively; also one fair copy of the journals of the General Assembly for each member thereof and transmit the same to the Clerks of the several County Courts in this State within three months from the rising of the present session, and that he establish his office as soon as may be in the town of Hillsborough.

Ordered that the above resolve, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

We send for your concurrence a resolve of this House appointing Thomas Davis, Esquire, public printer of this State.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

The resolve in favour of Joseph Pitman, the resolve in favour of procuring clothing, the resolve in favour of Brigadier General Sumner and the resolve appointing a public printer we return you, concurred with.

Recd. from the Commons a bill to explain and amend an act passed this present session entituled an act to regulate Sales of confiscated property. Endorsed in the House of Commons May, 1782, Read the first time and passed.

Ordered said bill be read. Read the first time and rejected.

Recd. also a bill to bring certain persons therein mentioned to Tryal for Treason, to pardon others on certain conditions and to repeal the several acts that disqualify Non-jurors, also to relieve certain officers therein described who have taken paroles and for other purposes. Endorsed in the House of Commons 17 May, 1782, Read the third time, amended and passed.

Ordered said bill be read. The same being read the third time was ordered to lie over until the next Session of Assembly.

Whereas, Col. Samuel Lockhart is appointed to procure thirty Horses for Col. Lee's Legion, and no provision is made to pay his expences,

Resolved, that it be recommended to his Excellency the Governor to draw warrants on any of the Treasurers for the necessary expences of Col. Samuel Lockhart in the said service, for which Col. Lockhart shall settle as other persons receiving public money.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve of this House in favour of Col. Samuel Lockhart.

Whereas, many officers who have been out on duty in the Militia service neglect or refuse to return a pay Roll agreeable to Law, whereby it is out of the power of the soldiers to get any allowance,

Resolved, that the District Auditors do allow all such soldiers who do produce a certificate of his time of service on oath before some Justice of the Peace, which certificates shall also be endorsed on the back by the commanding officer of his County that such soldier was in service and that he believes the claim to be just.

Ordered, &c.

Mr. Speaker and Gentlemen:

We send for concurrence a resolve instructing the District Auditors relative to Claims circumstanced as therein mentioned.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

The resolve respecting Col. Lockhart we return, concurred with; also the resolve respecting the Auditors.

Recd. the resolves alluded to. Endorsed in the House of Commons 18 May, 1782, Concurred with.

The business of the session being ended, Resolved that the Honl. the Speaker on the part of this House ratify the several bills passed this session as the acts of the General Assembly, that he sign the Journal as the act of this House and that the clerk attest the same.

On motion, the House adjourned until the first Monday in November, then to meet agreeable to the vote of the General Assembly at Hillsborough.

Ordered.

RICHARD CASWELL, Sp.

JNO. HAYWOOD, C. S.

SENATE JOURNAL—1783.

SENATE JOURNAL FROM 18 APRIL, 1783, TO 17 MAY, 1783.

STATE OF NORTH CAROLINA.

IN SENATE, April, 1783.

At a General Assembly begun and held at Hillsborough on the 18th day of April, one thousand seven hundred and eighty-three and seventh year of the Independence of the said State, it being the first session of this Assembly:

The returning officers for several Counties within this State certified that the following persons were duly chosen to represent their respective Counties in Senate, to-wit:

For Anson,
Beaufort,
Bertie,
Brunswick,
Bladen,
Burke, Charles McDowell,
Craven, James Coor,
Carteret, John Easton,
Currituck, William Ferebee,
Chowan, Charles Johnson,
Camden, Isaac Gregory,
Caswell, William Moore,
Chatham, Ambrose Ramsey,
Cumberland, Ica Adkins,
Dobbs, Richard Caswell,
Duplin, James Kenan,
Edgecomb, Elisha Battle,
Franklin, Alixius M. Foster,
Guilford,
Gates, Jacob Hunter,
Granville, Robert Harris,
Halifax, Benjamin McCullock,
Hertford, John Brickell,
Hyde,
Johnston, Hardy Bryan,
Jones,
Lincoln, Robert Alexander,
Martin,
Mecklenburg,
Montgomery,
Nash, Hardy Griffin,
Northampton,
New Hanover,
Onslow,
Orange, William McCawley,
Pasquotank,
Perquimans,
Pitt, John Williams,
Rutherford, James Holland,
Rowan, Griffith Rutherford,

For Randolph, Thomas Dougan,	Washington,
Richmond,	Wayne, Burwell Mooring,
Surry, Martin Armstrong,	Wake, Joel Lane,
Sullivan,	Wilkes,
Tyrrell,	Warren,

Whereupon the following persons, to-wit, Major General Richard Caswell, Robert Harris, William McCawley, Elisha Battle, Benjamin McCullock, John Brickell, Charles McDowell, James Coor, John Williams, Martin Armstrong, Ambrose Ramsey, Hardy Griffin, William Moore, Hardy Bryan, James Kenan, General Griffith Rutherford, Jacob Hunter, Joel Lane, Charles Johnson, General Isaac Gregory, Ica Adkins, Alixius M. Foster, Thomas Dougan, John Easton & Burwell Mooring, Esquires, appeared, produced their respective certificates, qualified agreeable to Law and took their seats.

Colonel Harris proposed for Speaker the Honorable Major General Richard Caswell, who was unanimously chosen and conducted to the chair accordingly.

John Haywood was appointed clerk and Sherwood Haywood assistant, who were thereupon qualified by repeating and subscribing the oath of State.

William Murphy, Door Keeper.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate being formed, are ready to proceed on the public business.

On motion, ordered that Colonel Moore, Colonel Harris, General McDowell, General Rutherford, Mr. Griffin, Colonel Easton and Mr. Coor be a Committee of Privileges and Elections.

Adjourned till 4 o'clock P. M.

Met according to adjournment.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This House, in answer to the message of yours informing us that you are ready to proceed on the public business, inform you that we are formed and also ready to proceed on the dispatch of public business.

On motion, ordered that the following address be presented His Excellency the Governor, first having the approbation of the House of Commons:

To His Excellency Alexander Martin, Esquire, Governor, Captain General, &c., &c.:

Sir:

The General Assembly acquaint your Excellency that they are now formed and ready to receive such dispatches and other public matters as you may have to lay before them.

Ordered likewise, that the following message be sent the House of Commons with the foregoing address:

Mr. Speaker and Gentlemen:

We propose that the address which accompanies this be presented His Excellency the Governor, and appoint on the part of this House General Rutherford and Mr. Coor to attend him with the same.

Adjourned until tomorrow morning 9 o'clock.

SATURDAY, 19 April, 1783.

Met according to adjournment.

Thomas Wade, Esquire, the member for the County of Anson, appeared, produced his certificate, qualified agreeable to law and took his seat.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This accompanies two messages from His Excellency the Governor, addressed to the General Assembly, the one acquainting us with the resignation of Mr. Blount, late a delegate from this State in Congress, the other desiring the attendance of both Houses of the General Assembly in conference in order that he may communicate in person such matters and things as he may have to inform them of: in consequence thereof this House agree to receive his Excellency at the Church at 4 o'clock this evening and desire your concurrence therewith.

Mr. Person and Mr. Avery will wait on his Excellency the Governor with such of your body as you may appoint to acquaint him that we accede to his proposal. The message being read, &c.,

Ordered, that General Rutherford and Mr. Coor on the part of this House inform his Excellency of their concurrence to his proposition.

Read the Memorial of John Jones of Halifax County, setting forth, &c.

Ordered that it be referred to a joint Committee to consider and report on, & for this purpose that Mr. Ramsey & Mr. Coor on the part of this House be a Committee & that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

With this you will receive the Memorial of Mr. John Jones, which we propose referring to a joint Committee, and for that purpose on our part appoint Mr. Ramsey and Mr. Coor.

Recd. from the Commons the Memorial of Mr. John Jones, by them likewise referred to a Committee.

Recd. from the Commons a bill for the appraisement of property taken by execution. Endorsed in the House of Commons 19 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Mr. Battle moved for leave and presented a bill to prevent Frauds being committed by private gifts, which was read the first time, passed and sent the Commons.

On motion, ordered that Mr. Johnson, Mr. Coor, Mr. Battle, General Rutherford, General Gregory, Mr. McCullock, Colonel Easton, Mr. Brickell and Colonel Harris on the part of this House be a Committee to prepare and bring in such bills of a general and public nature as are necessary to be passed into Laws by the present Assembly and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate appoint Mr. Johnson, Mr. Coor, Mr. Battle, General Rutherford, General Gregory, Mr. McCullock, Mr. Easton, Mr. Brickell and Colonel Harris a Committee, who will act jointly with such of your body as may be appointed to prepare and bring in such bills of a general and public nature as are necessary to be passed into laws by the present Assembly.

Colonel Thomas Brown, the member for the County of Bladen, & Mr. Edward Moore, the member for the county of Montgomery, appeared, produced their respective certificates, qualified agreeable to Law and took their seats.

Recd. from the Commons a Bill for altering the mode of entering up Judgment on Judgment Bonds and making all bonds and other obligations for debt negotiable and assignable. Endorsed in the House of Commons 19 April, 1783, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and returned to the Commons.

Mr. John Campbell, the member for the County of Bertie, appeared, produced his certificate, qualified agreeable to Law and took his seat.

Adjourned until Monday morning 9 o'clock.

MONDAY, 21 April, 1783.

Met according to adjournment.

Mr. John A. Campbell, the member for the County of New Hanover, appeared, produced his certificate, qualified agreeable to Law and took his seat.

The Petition of a number of the Inhabitants of Granville County in favour of Jacob Hoffman was read and ordered to lie on the Table.

Read the recommendation of the Court of Duplin County in favour of William Moore and Philip Thomas, wounded in the service of their Country, whereupon

Resolved, that the said William Moore be allowed thirty barrels of Corn & the said Philip Thomas fifteen barrels of Corn, to be paid each of them respectively by the Commissioner of said County out of the specific tax for the year 1782.

Read the claim of James Iredell, Esquire, late Attorney General of this State, whereupon

Resolved, that James Iredell, Esquire, be allowed the sum of one hundred and twenty pounds specie for his services in acting as Attorney for the State before his resignation as such at the Superior Courts of Law and Equity held for the Districts of Halifax, Edenton and New Bern in April and May, 1782; that the

Treasurers or either of them pay him the same & be allowed in the settlement of public accounts.

Recd. from the Commons the bill to prevent Frauds being committed by private gifts. Endorsed in the House of Commons 19 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was amended, passed the second time and sent the Commons.

Read the recommendation of Rowan County in favour of Mrs. Mary Murphy, Relict of James Murphy, who died in the service of his County, whereupon

Resolved, that Mrs. Mary Murphy, widow of James Murphy, late of Rowan County, in consideration of her present distress & the circumstance by which she hath been reduced thereto, be allowed an annuity of ten pounds specie, to be paid her or her order for the term of five years by any one of the Treasurers of this State, who shall be allowed therefor in the settlement of his accounts.

Colonel John Spicer, the member for the County of Onslow, appeared, produced his certificate, qualified agreeable to law and took his seat.

Recd. from the Commons the resolve of this House in favour of James Iredell, Esquire; also the resolve in favour of William Moore & Philip Thomas. Endorsed in the House of Commons 21 April, 1783, concurred with.

Recd. from the Commons a bill to amend an act passed at Hillsborough the——day of May in the year 1782, entituled an act for the relief of persons who have suffered or may suffer by their deeds and mesne conveyances not being registered within the time heretofore appointed by law. Endorsed in the House of Commons 21 April, 1783, Read the first time and passed.

Ordered said bill to be read. The same being read was passed the first time and sent the Commons.

Read the Petition of Richard Cogdell, Esquire, of the town of New Bern, praying, &c. Ordered it be referred to a joint Committee, & for that purpose that Mr. Easton, Mr. Lane, General Rutherford, on the part of this House, be a Committee & that it be sent to the House of Commons.

Recd. from the Commons a bill for building a Court House &

Prison for the District of Morgan & for laying out a town at the said Court House. Endorsed in the House of Commons 21 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. also a bill to incorporate Trustees for two academical schools in the district of Morgan. Endorsed in the House of Commons 21 April, 1783, Read the first time and passed.

Ordered, &c. The same being read was passed the first time & sent the Commons.

Recd. also a bill for dividing Washington County into two distinct Counties and erecting a county by the name of ———— Endorsed in the House of Commons 21 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. likewise a bill to enforce the attendance of Jurors of the Superior Courts of Law in this State to provide for their Subsistence when attending & also to ascertain the pay of Witnesses attending the said Court. Endorsed in the House of Commons 21 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. from the Commons a message from His Excellency the Governor with a resolve of that body of this day recommending to His Excellency the Governor to grant pardons to sundry persons therein named now under sentence of death for crimes committed against the State, which is concurred with, whereupon ordered, &c.

Recd. from the Commons the resignation of John Spicer, Esquire, late Judge of the Court of Admiralty for Port Brunswick, which was read and accepted.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This House have on their part appointed Mr. Archd. Maclaine, Mr. Avery, Mr. Cummins, Mr. Lock, Mr. Spaight, Mr. W. Blount and Dr. Newnan to act jointly with such Gentlemen as you have appointed to prepare and bring in such bills of a general and public nature as are necessary to be passed into laws at the present session.

Mr. Speaker, &c.:

We propose making election of a Governor of this State for the present year, of the Secretary of State and of the Continental Delegates for the present year on Friday next, and that the election shall begin at 3 o'clock in the evening. If this pro. should meet your approbation please to signify it to us by message. We put in nomination for Gov. R. Caswell, Alex. Martin, General Rutherford & Sam Johnston, Esquires. For Contl. Delegates, Hugh Williamson, A. Nash, R. D. Spaight, B. Hawkins, A. Martin, Ad. Osborne and R. Caswell, Esquires, and for Secretary of State James Glasgow, Esquire.

Read the Memorial of Captain W. Borritz, Agent for Messrs. ————, Merchants of Cadiz, respecting, &c.

Whereupon resolved, that Nathaniel Allen, Michael Payne and Alex. Black, Esquires, of the town of Edenton, do examine the claims and liquidate and adjust such accounts as the said Captain Borritz, Agent as aforesaid, may have against this State for and on account of Iron Cannon by him imported and delivered for the use thereof, having due respect to the contract in consequence of which such cannon were imported, and that they make such report of their proceedings herein to the next General Assembly, in order that payment be made. And in order to enable them fully to investigate this matter, resolved further, that they be impowered to call on all persons who have heretofore dealt with the said Borritz on this account for such information as they may deem necessary.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House agree to the proposal of yours for balloting for a Governor, &c., as to the time and nomination and propose that the balloting shall be conducted at the Church, and appoint on their part Mr. Coor & Mr. Ramsey to superintend the same.

Ordered, &c.

Mr. Speaker and Gentlemen:

The resolve of your House of this day recommending to his Excellency the Governor to grant pardons to certain persons therein named, now under sentence of death, we have concurred with and caused the same to be handed the Governor.

Recd. from the Commons sundry resolutions of Congress, Letters from the Delegates of this State in Congress & other State papers, which were read.

Read the Petition of James Ker of Rowan County, praying, &c., which was rejected.

Read the recommendation of the Court of Wake County in favour of John Benton, wounded in the service of his Country, whereupon

Resolved, that the said John Benton be allowed an annuity of ten pounds specie for the term of five years; that the Treasurers or either of them pay him the same & be allowed therefor in the settlement of their public accounts.

Recd. from the Commons the resolve of this House in favour of Mrs. Mary Murphy; also the resolve in consequence of the remonstrance of Capt. William Borritz, each endorsed in the House of Commons 21 April, 1783, Read and concurred with.

Recd. from the Commons a bill for levying a tax of —— shillings specie on every hundred pounds value of taxable property in the County of Warren for the purpose of building a Court House, Prison and Stocks for the use of said County. Endorsed in the House of Commons 21 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. from the Commons the Petition of R. Cogdell, by them also referred to a Committee.

Recd. from the Commons a resolve of that House in favour of Mr. John Haywood, jun., which being read was rejected; then on motion

Resolved, that John Haywood, jun., be allowed the sum of sixteen pounds specie for attending at the Court of Oyer and Terminer held for the District of Hillsborough in the month of August in the year 1781 as clerk of the said Court; that the Treasurers or either of them pay him the same and be allowed in the settlement of their accounts with the public.

Ordered, &c.

On motion, resolved, that his Excellency the Governor be requested to direct the Journal and proceedings of the Council of State, as well in the time of the late Governor Burke as in the present administration, to be laid before the General Assembly.

Mr. Speaker and Gentlemen:

The resolve herewith sent allowing Mr. John Haywood, jun., a certain sum therein mentioned; we propose adopting instead of the one by your House entered into allowing him a like sum, which we have thought proper to reject. Adjourned.

Colonel Whitmill Hill, the member for the County of Martin, appeared, produced his certificate, qualified agreeable to law and took his seat.

The Petition of William Sharpe and John Dickey in favour of Mrs. Davidson, Relict of General W. Lee Davidson, was read. Ordered that it be referred to a joint Committee for this purpose, that General Rutherford, Mr. Hill and Mr. Coor be a Committee, and that the Petition be sent to the Commons for their concurrence in this measure.

Read the Memorial of Simon Jeffreys, setting forth, &c. Ordered that the same be referred to a joint Committee, & for that purpose Mr. Moore, Mr. Foster, Mr. Campbell & Mr. Brickell be a Committee, and that this Resolve be sent the Commons for their con currence in this measure.

On motion, ordered that General Rutherford, Mr. Hill, Mr. Kenan and Mr. Battle be a Committee.

Ordered that the following message be sent the Commons.

Mr. Speaker and Gentlemen:

This House have appointed General Rutherford, Mr. Hill, Mr. Kenan and Mr. Battle a Committee, who will act jointly with such Gentlemen of your body as may be appointed to examine and report on the accounts of the late Governors of this State, the accounts of the Delegates and such accounts of the State and District Auditors as shall be exhibited to them.

Recd. from the Commons the resolve of this House in favour of John Benton of Wake County and the resolve requesting His Excellency the Governor to lay the proceedings of the Council of State before the General Assembly. Endorsed in the House of Commons 22 April, 1783, read and concurred with.

Recd. from the Commons a resolve in favour of Matthew Rabin, late Com. of specific supplies for the County of Halifax, also a resolve in favour of Mary Hudson, whose husband fell in

the service of this Country, both of which being read were concurred with.

Recd. from the Commons a resolve in favour of Josiah Bunn (Invalid) of Nash County, which being read was concurred with.

Recd. from the Commons a resolve appointing a Committee to settle the accounts of Mr. Avery, formerly Attorney General for this State, which being read was rejected; whereupon ordered, that the following message be sent the Commons.

Mr. Speaker and Gentlemen:

This House have received the resolve of yours appointing a joint Committee to settle the accounts of Mr. Avery, with which they do not concur, but propose that the settlement of his accounts be referred to the Committee appointed to examine and report on the accounts of the late Governors, &c.

Recd. from the Commons the Memorial of Mr. Sharpe & Mr. Dukey, by them also referred to a Committee, the members chosen Mr. Phifer, Mr. Avery, Mr. Bryan, Mr. Wilson & Mr. Herndon.

Recd. also the Petition of Simon Jeffreys, by that House also referred to Committee, the members by them chosen Mr. Maclaine, Mr. Cumming, Mr. Horn & Mr. Macon.

Recd. likewise the resolve of the House in favour of Mr. John Haywood, jun. Endorsed in the House of Commons 22 April, 1783, Read and concurred with.

Recd. from the Commons the Petition of Bazel Smith, by them referred to a joint Committee, their members chosen Mr. Spaight, Mr. Person and Mr. Geddy.

Ordered that on the part of this House Mr. Lane, Mr. Spicer, Mr. Coor & Mr. Campbell act on this Committee.

Recd. from the Commons a bill to inforce the attendance of members of the General Assembly at the times which may hereafter be appointed for the meeting thereof. Endorsed in the House of Commons 22 April, 1783, Read the first time and passed.

Ordered that the said bill be read. The same being read was passed the first time and sent the Commons.

Recd. also a bill to amend an act entituled an act concerning servants and slaves. Endorsed in the House of Commons 22 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. also a bill to enable Thomas Clark & other persons therein named to take possession of certain lands, Goods and Chattels late the property of James Murray & to vest in them an absolute indefeasable Title to the same. Endorsed in the House of Commons 22 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. from the Commons a message from his Excellency the Governor of this day by them referred to the joint Committee already appointed to prepare and bring in such bills of a general and public nature as may be necessary to pass into Laws the present Assembly, which being read was referred also by this House to the same Committee.

Recd. from the Commons a bill to amend an act passed at New Bern the 15th day of Nov., 1777, for making provision for the poor and other purposes. Endorsed in the House of Commons 22 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. also a bill to regulate and ascertain the Fees of Justices of the Peace in this State. Endorsed in the House of Commons 22 April, 1783, Read the first time and passed.

Ordered that said bill be read. The same being read was passed the first time and returned to the Commons.

Col. Edwd. Everagen, the member for the Pasquotank County, appeared, produced his certificate, qualified agreeable to Law and took his seat.

The resignation of Henry Horn, Esquire, first Major of the Edgecomb Regiment of Militia & the resignation of William Wynns, Esquire, Justice of the Peace for Hertford County, were read and accepted, whereupon ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Herewith is sent the resignation of Henry Horn, Esquire, first Major of the Edgecomb Regiment & likewise the resignation of W. Wynns, Esquire, as Justice of the Peace for Hertford County,

respectively, accepted by this House. We are of the opinion that Captain Ethd. Phillips be appointed first Major and Captain James Wilson second Major of said Regt. Should this be agreeable to you we will cause that their appointmemts be entered in the proper book.

A Letter of the 1 Nov., 1782, from Robert Bignall, Esquire, late Commissioner of Trade, addressed to the General Assembly, was read, with his acct. and sundry other papers, whereupon resolved that Robert Bignall, Esquire, be allowed to retain to his own use the balance said to be due the public in his settlement with the Comptroller and that he be allowed the sum of two hundred and fifty-seven pounds seven shillings specie, which appears to be the balance of his account against the public, his Salary for acting as Com. aforesaid, included; that the Treasurers or either of them pay him the same and be allowed in the settlement of their public accounts.

Adjourned until tomorrow morning 9 o'clock.

WEDNESDAY, 25 April, 1782.

Met according to adjournment.

Recd. from the Commons the Petition of John Simpson, by them referred to a Committee, their members chosen, Mr. Brickell, Mr. Blount, Mr. J. Macon, which Petition being read, ordered that on the part of this House Mr. Wade, Mr. Williams and Mr. Armstrong act on this Committee.

Recd. also a message from his Excellency the Governor of yesterday relative to the accounts of the Marquis of Bretigney, by them referred to a joint Committee, their members chosen, Mr. Montfort, Mr. Person and Mr. Blount, the same being read was by this House also referred to Committee, the members chosen, Mr. Lane, Mr. Ramsey & Mr. Hill.

Recd. a bill for levying a tax of——shillings specie on every one hundred pounds value of taxable property in the County of Franklin for the purpose of building a Court House, Prison and Stocks. Endorsed in the House of Commons 23 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. also a bill for appointing Commissioners to fix on a place

to build a Court House, Prison and Stocks in the County of Randolph and for other purposes. Endorsed in the House of Commons 23 April, 1783, Read the first time and passed.

Ordered said bill be read. Read, passed the first time and sent the Commons.

Recd. likewise a Bill to abolish the Jurisdiction of the Court of Admiralty on the Port of Currituck. Endorsed in the House of Commons 22 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. likewise a bill for regulating the town of Halifax. Endorsed in the House of Commons 23 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the House of Commons.

Recd. by way of the House of Commons a message from his Excellency the Governor, together with sundry official Letters, &c., by them referred to the joint Committee appointed to prepare and bring in such Bills as are necessary to be passed into laws by the present Assembly, which being read were also by this House referred to said Com.

Recd. also the Petition of Robert Foster, referred by the House of Commons to the Committee to whom was referred the Petition of John Simpson, the same being read was also by this House referred to the said Committee.

Recd. also the Deposition of Dr. Wagoner respecting a public claim by him lost, which was referred by the Commons to the Committee on J. Simpson's Petition, which being read was referred in like manner by this House

Recd. from the Commons a resolve of that body of this day in favour of Robert Jermain, which being read was concurred with.

The Petition of Catharine Shaver, Widow of Michl. Shaver, was read and referred to the Committee on the Petition of John Simpson.

Read the Petition of Thomas Owen of Bladen County, praying, &c., which was referred to the Committee of Privileges and Elections.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

The Commons agree to refer the settlement of Mr. Avery's Accounts as by you proposed.

Mr. Speaker and Gentlemen:

This House have appointed Mr. John Blount, Mr. Whitaker, Mr. Person, Mr. Gillispie, Mr. Lock, Mr. Skinner & Mr. Lenoir to act jointly with the Gentlemen by you appointed to examine and report on the accounts of the late Governors of this State.

Read a certificate of Andw. Fullwoods, having attended Anthony Mitford, a wounded soldier, furnished him with medicine, &c., whereupon

Resolved, that as a compensation for this service the said Andrew Fullwood be allowed the sum of 16 pounds specie, that the Treasurers or either of them pay him the same and be allowed in the settlement of their accounts with the public.

Recd. from the Commons a Resolve of that body of this date in favour of William Maclaine of Rowan County, wounded in the service of his Country, which being read was concurred with.

Recd. from the Commons a bill to amend an act passed in the year of our Lord 1741, entituled an act concerning servants and slaves. Endorsed in the House of Commons 23 April, 1783, Read the second time and passed.

Ordered that the same be read, which being accordingly read was amended, passed the second time and sent to the Commons.

Recd. also a bill to incorporate Trustees for two academical schools in the district of Morgan. Endorsed in the House of Commons 23 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read was passed the second time and sent to the Commons.

Recd. likewise a bill to encourage John and James Bonner, jun., of Beaufort County, to clear & make a road through the great swamp & marsh on the South side of Pamlico River, opposite the town of Washington. Endorsed in the House of Commons 23 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the House of Commons.

Col. Harris moved for leave and presented a bill to amend an act passed at Halifax in Nov., 1779, entituled an act to prevent

persons from stopping the passage of Fish up Tar River and Dan River, which was read the first time, passed and sent to the House of Commons.

Charles Bruce, Esquire, the member for the County of Guilford, appeared, &c.

Recd. from the Commons the Petition of John Fleetwood, by them referred to a joint Committee, their members chosen, Mr. Harget, Mr. Winston, Mr. McKinne and Mr. J. Macon, which being read was by this House also referred to Committee, the members chosen, Mr. Spicer, Mr. McCullock and Mr. Mooring.

Recd. from the Commons a bill to repeal part of an act passed at New Bern in the year 1778, entitled an act to regulate and ascertain the fees of the clerks of the Superior Courts, Justices of the Peace and Attorneys in this State and directing the method of paying the same & other purposes, which was read the first time and rejected.

Recd. from the Commons the resolve of this House in favour of Dr. Andrew Fullwood. Endorsed in the House of Commons 23 April, 1783, Read and concurred with.

Col. Harris, from the joint Committee appointed to prepare & bring in such Bills of a General & public nature as are necessary to be passed into Laws by the present Assembly, brought in a report as follows:

The joint Committee appointed to report what bills of general & public nature are necessary to be passed into Laws this session report that it is necessary the following bills be passed:

Read the Representation and Deposition of Henry I. Toole, Executor of Joseph Moore, decd., formerly sheriff of Edgecomb County, setting forth, &c., Whereupon Resolved, that the General Assembly, convinced of the Equity of such measure, do direct that H. I. Toole, Exor. of Jo. Moore, late of Edgecomb County, decd., pay into the hands of G. Hill, Esq., Treas. for the District of Halifax, such sum in currency as may appear to have been recovd. against him, the said Moore, on acct. of the deficiency in his collection of public Taxes when sheriff of the County aforesaid, whose receipt shall be a discharge for the Estate of said Moore & a voucher for the Executor in the settlement of his accounts as such.

Recd. from the Commons a bill for building a Court House & Prison for the District of Morgan & for laying out a town at the said Court House. Endorsed in the House of Commons 23 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read was amended, passed the second time and sent the Commons.

Recd. also a bill for levying a tax of——shillings on every hundred pounds value of taxable property in the County of Warren for the purpose of building a Court House, Prison and Stocks for the use of said County. Endorsed in the House of Commons 23 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read was amended and passed.

Recd. from the Commons Endorsement on the message of this House of yesterday respecting the resignation of the first Major, &c., purporting their approbation of the Gentlemen recommended as first and second Majors of the Edgecomb Regiment of Militia. Ordered that they be entered on the book accordingly.

Recd. from the Commons the Memorial of Joel Lewis, together with a resolve of that body in consequence thereof that the Governor grant Commissions to the officers of the late State Legion, which being read was concurred with.

Recd. from the Commons a resolve requesting the Comptroller General of this State to lay a State of his proceedings before the General Assembly, which was read and concurred with.

Adjourned until tomorrow morning 9 o'clock.

THURSDAY, 24 April, 1783.

Met according to adjournment.

Recd. the resignation of Will McCullers as Justice of the Peace for Johnston County, which was accepted.

Recd. the resignation of Sam Smith, Col. of the Johnston Regt. of Militia, which was accepted.

Recd. from the Commons the Petition of James Williams, Esquire, by them referred to the Committee to whom was referred the Petition of J. Simpson, which being read was by the House referred to said Committee.

Recd. from the Commons a resolve in favour of Benjamin Whitaker as Clerk of the Board of Auditors for New Bern District,

which being read was rejected, & the following message ordered to be sent the Commons:

Recd. from the Commons a resolve in favour of William Bryan, Esquire, of Craven County, which being read was concurred with.

Recd. from the Commons the report of the Committee on bills of public nature. Endorsed, read and concurred with 23 April, 1783.

Recd. from the Commons a bill to amend an act passed at Halifax in Nov., 1779, entituled an act to prevent persons from stopping the passage of Fish up Tar River and Dan River. Endorsed in the House of Commons 23 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was amended, passed the second time and sent the Commons.

Recd. also the bill for dividing Washington County* into two distinct Counties and erecting a County by the name of Greene. Endorsed in the House of Commons 23 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read the second time was passed and sent to the Commons.

Recd. an acct. of Sam Johnston, Esq., for his expenditures & Receipts when a delegate for this State in Congress, which was referred to the Committee appointed to report on the accts. of the late Governors, Delegates, &c.

The Petition of Genl. John Butler was read and ordered to be referred to the joint Committee to whom was referred the Petition of John Simpson, Esq.

Read the Petition of David Dodd of Duplin County, praying, &c. Ordered it be referred to the Committee to whom was referred the Petition of John Simpson.

Colonel Easton, from the Committee of Privileges and Elections, reported as followeth, vizt.:

Your Committee of Privileges and Elections report

That they have examined the Petition of Thomas Owen of Bladen County respecting the election of a Senator for that County, with the Depositions and other papers thereto, and also the deposition of the sheriff and inspectors, and are of opinion that the said election was conducted agreeable to Law.

JOHN EASTON, Ch.

*This was Washington county in what is now Tennessee.—Ed.

The House taking this report into consideration, resolved that they do concur therewith.

Recd. from the Commons a message from His Excellency the Governor accompanied by sundry Petitions relative to Jacob Greaves, under sentence of death in Hillsborough Jail, together with a resolve of that House recommending said Greaves to his Excellency the Governor for a pardon, which was read and concurred with.

Recd. from the Commons the report of the joint Committee on the Petition of John Simpson. Endorsed in the House of Commons 24 April, 1783, Concurred with, which being read was rejected.

Mr. Speaker and Gentlemen:

This House have received the resolve of yours allowing Mr. Benjamin Whitaker a certain sum therein mentioned for his services as Clerk of the Board of Auditors for the District of New Bern, with which they do not concur, but propose that Mr. Whitaker's claim for this service be reported on by the Committee to whom was referred the Petition of John Simpson, Esquire.

The report of the joint Committee on the Petition of Mr. Simon Jeffreys of Franklin County was read & rejected, whereupon ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

With this you will receive the report of the joint Committee to whom was referred the Petition of Simon Jeffreys, Esq., with which we do not concur, but propose that his Petition be recommitted.

Col. Everagen moved for leave and presented a bill to vest the title of a piece or parcel of land lying in Camden County in Isaac Guilford & his Heirs in fee-simple, which was read the first time and passed.

Recd. from the Commons a bill to enable Thomas Clarke & other persons therein named to take possession of certain lands, Goods & Chattels late the property of James Murray & to vest in them an absolute indefeasible Title to the same. Endorsed in the House of Commons 24 April, 1783, read the second time, amended and passed.

Ordered said bill be read. The same being read the second time was rejected.

Adjourned until tomorrow morning 9 o'clock.

FRIDAY, 25 April, 1783.

Met according to adjournment.

Hubert Haynes, the member for the County of Warren, & William Brown, the member for the County of Beaufort, appeared, produced their certificates, qualified agreeable to Law and took their seats.

Read the proceedings of a Court called in the County of Chowan for the Tryal of Negro Andrew, the property of Miss Nancy Jones, whereupon

Resolved, that the Treasurers or either of them pay into the hands of Miss Nancy Jones of Edenton, Orphan, or into the hands of such person as may be fully authorized to receive the same, the sum of seventy-five pounds specie as a compensation for a negro slave named Andrew, the property of the said Miss Jones, executed by public authority, for which sum the Treasurer paying the same shall be allowed in the settlement of his public accounts.

Read the proceedings of a Court called in the County of Chowan for the tryal of negro Frank, the property of Henry O'Neal of Edenton, whereupon

Resolved, that the Treasurers or either of them pay into the hands of Henry O'Neal the sum of £75 specie in consideration of a negro slave named Frank, the property of the said O'Neal, executed by public authority, for which sum the Treasurer paying the same shall be allowed in the settlement of his public accounts.

Recd. from the Commons a bill for levying tax on every hundred pounds value of taxable property in the District of Halifax for repairing the Court House and Gaol of said District. Endorsed in the House of Commons 24 April, 1783, read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Read the Petition of Ralph Miller of Bladen County, praying, &c. Ordered it be referred to a joint Committee, the members chosen on the part of this House, Mr. McCullock, Mr. Bryan, Mr. Armstrong and Mr. Kenan.

Read the representation of a number of the Inhabitants of the County of Rowan. Ordered it be referred to the Committee appointed to prepare and bring in such bills of a general and pub-

lic nature as are necessary to be passed into Laws by the present Assembly.

Recd. from the Commons a resolve directing those concerned in the collection of public taxes to receive in payment thereof the certificates issued for clothing furnished the last raised 18 months' men, which being read was concurred with.

Recd. from the Commons a message from His Excellency the Governor, accompanied by the Petition of Will Hu. Van Hasset & a resolve of that body in consequence thereof, which being read was concurred with.

On motion, ordered, that Mr. Hill be added to the Committee appointed to prepare & bring in such Bills of a general and public nature as are necessary to be passed into Laws by the present Assembly.

Ordered, &c.

Mr. Speaker and Gentlemen:

The Senate have added Mr. Hill to the joint Committee appointed to prepare and bring in such bills of a general and public nature as are necessary to be passed into Laws by the present Assembly & recommend to the Committee that they present such bills without delay.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

The Commons agree that the report on the Petition of Mr. Jeffreys be recommitted, and also agree to the proposition of the Senate relative to Mr. Whitaker's claim. The Boards of Auditors in this State have lately been embarrassed with respect to the making allowances to Militia Officers for subsistence money & pay for extra rations returned, there being clauses in the militia Law which seem to countenance such allowances. To excuse these doubts we propose referring this subject to the decision of a joint Committee of both Houses, who are to report their opinions thereon. The Gentlemen appointed on behalf of this House are Messrs. Spaight, Avery, D. Wilson, W. Blount, Thomas, Lenoir and Horn.

Ordered that General Rutherford, Mr. Dougan, Mr. Harris and General McDowell act on this Committee, & that the following message be sent the Commons.

Mr. Speaker and Gentlemen:

General Rutherford, Mr. Dougan, Mr. Harris and General McDowell will act with the Gentlemen by you appointed to bring in a report explanatory of the Militia Law as to the doubts by you alluded to.

Recd. from the Commons a bill for establishing a public school in the County of Onslow and for other purposes. Endorsed in the House of Commons 24 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill for laying a tax of one shilling specie on every hundred pounds value of taxable property in the County of Franklin for the purpose of building a Court House, Prison and Stocks. Endorsed in the House of Commons 25 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read was passed the second time and sent the Commons.

Recd. also a bill to incorporate Trustees for two academical schools in the District of Morgan. Endorsed in the House of Commons 24 April, 1783, Read the third time and passed.

Ordered said bill be read. The same being read was passed the third time and ordered to be Engrossed.

Recd. from the Commons the Petition of John Butler, Esquire, & the Petition of David Dodd, by them also referred as by the House.

The Petition of John Archibald of Rowan County was read & referred to the Committee to whom was referred the Petition of Ralph Miller and ordered to be sent to the Commons for their concurrence in such measure.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House agree to the proposal of the Senate in balloting for the Governor, Secretary and Continental Delegates at the Church, & we appoint on the part of this House Mr. J. Macon and General Person to superintend the balloting, & that the number of Delegates to Congress for the ensuing year shall be four.

Ordered, &c.

Mr. Speaker and Gentlemen:

It is likewise the sense of this House that the number of Delegates to represent this State in Congress the current year shall be four.

Recd. from the Commons a message from His Excellency the Governor, accompanied by sundry official Letters referred by that House to the Committee appointed to report what bills are necessary to be passed into laws this present session, which being read, ordered that they be referred as by the House of Commons.

Recd. from the Commons a bill for dividing Duplin County. Endorsed in the House of Commons 25 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. from the Commons the resolve of this House in favour of Miss Nancy Jones & the resolve in favour of Henry O'Neal, each endorsed in the House of Commons 25 April, 1783, Read and concurred with.

Recd. from the Commons the Petition of Ralph Miller, by them also referred to committee, their members chosen, Mr. McGee, Mr. Montfort, Mr. Horn and Mr. Blount.

Recd. likewise the Petition of a number of the Inhabitants of Rowan County by that House referred as by the Senate.

Recd. from the Commons a message from his Excellency the Governor, of this day by that House referred to a joint Committee, their members chosen, Mr. Blount, Mr. Lock, Mr. Maclaine and Mr. Person, which being read was by this House also referred to Committee, the members chosen, Mr. Easton, General Rutherford, Mr. McCullock & Genl. McDowell.

General Gregory moved for leave and presented a bill to repeal an act entituled an act to vest the property of a bridge or causeway in G. Lamb, his Heirs and Assigns, by him already built thro' the great dismal swamp from Lebanon to Camden County, for the term of 25 years, which was read the first time, passed and sent to the House of Commons.

Colonel R. Irwin, the member for the County of Mecklenburg, appeared, presented his certificate, qualified agreeable to Law and took his seat.

Mr. Coor and Mr. Ramsey, appointed on the part of this House to superintend the balloting for a Governor of this State for the present year, Delegates to represent this State in Congress for the current year & for a Secretary of the State reported:

That having executed the trust reposed in them, on summing up the ballots it appeared that Alexander Martin, Esquire, was chosen Governor, Hugh Williamson, Benjamin Hawkins, Abner Nash and Richard Dobbs Spaight, Esquires, Delegates for the present year, and that James Glasgow, Esq., was appointed Secretary for three years.

The House taking this report into consideration, concurred therewith.

Recd. from the Commons a bill for building a Court House and Prison for the District of Morgan & for laying out a town at the said Court House, also a bill for dividing Washington County into two distinct Counties & erecting a County by the name of Greene, both endorsed in the House of Commons 25 April, 1783, Read the third time, amended and passed.

Ordered that these bills be laid over until tomorrow and then read for the last time.

Adjourned until tomorrow morning 9 o'clock.

SATURDAY, 26 April, 1783.

Met according to adjournment.

Agreeable to the order of the day the bill for dividing Washington County into two distinct Counties & erecting a County by the name of Greene was read for the third and last time, passed and ordered to be Engrossed.

Pursuant to the order of the day the bill for building a Court House & Prison for the District of Morgan & for laying out a town at the said Court House was read for the third and last time.

Recd. from the Commons the Petition of John Archibald. Endorsed 25 April, 1783, by them referred as by this House.

Recd. from the Commons the report of the joint Committee on the Petitions of James Williamson, Daniel Waggoner and Robert Foster. Endorsed in the House of Commons 25 April, 1783, read and concurred with. The same being read was concurred with and returned to the Commons.

Recd. from the Commons a Petition from Nash County, by them referred to the Committee appointed to report the bills necessary to be passed this session, which being read was ordered to be referred as by the House of Commons.

Mr. Lane moved for leave and presented a bill for the relief of Thomas Clark and other persons therein named & to vest in them an indefeasible title to certain Lands, Hereditaments, Goods, Chattels, Rights and Credits, formerly the Estate of Thomas Murray, & to enable them to take possession thereof, which was read the first time, passed and sent to the House of Commons.

Read the recommendation of the Court of Anson County in favour of Dd. Love, Duke Glenn, W. Thomas and Thomas Lacey, formerly Justices of the Peace for said County, but who have been paroled by the enemy, which was rejected.

Col. Easton moved for leave and presented a bill for cutting a Canal from Clubfoot's Creek to Harloe's Creek to open a Communication between Neuse River and old Topsail Inlet, which was read the first time, passed and sent to the House of Commons.

Recd. from the Commons a bill for levying a tax of 1/. specie on every hundred pounds value of taxable property in the County of Warren for the purpose of building a Court House, Prison & Stocks for the use of said County. Endorsed in the House of Commons 26 April, 1783, Read the third time and passed.

Ordered said bill be read. The same being read was passed the third time & ordered to be engrossed.

Recd. from the Commons a bill to enforce the attendance of the members of the General Assembly at the times which may be hereafter appointed for the meetings thereof. Endorsed in the House of Commons 26 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read was passed the second time and sent to the Commons.

Recd. also a bill for appointing Commissioners to fix on a place to build a Court House, Prison & Stocks in the County of Randolph and for other purposes. Endorsed in the House of Commons 25 April, 1783, Read the second time and passed.

Ordered said bill be read. The same being read was passed the second time and sent the Commons.

Recd. also a bill to encourage John and James Bonner, jun., of Beaufort County to clear and make a road through the great swamp & Marsh on the south side of Pamlico River, opposite to the town of Washington. Endorsed in the House of Commons 25 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read was passed the second time and sent to the Commons.

Recd. also a bill for regulating the town of Halifax. Endorsed in the House of Commons 25 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read was passed the second time and sent to the Commons.

Recd. likewise a bill to amend an act entitled an act concerning servants & slaves. Endorsed in the House of Commons 25 April, 1783, Read the third time, amended and passed.

Ordered said bill be read. The same being read was passed the third time and ordered to be engrossed.

Recd. also a bill for establishing a town on the land formerly belonging to Will Best at the place where the road leading from Salisbury to the Cheraws crosses the road leading from Mask's Ferry to Camden in Anson County. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Received also a bill for establishing the public buildings at Henry Monyer's, Esquire, in the County of Montgomery. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill for fixing on a place in the County of Anson for building a Court House, Prison and Stocks and for other purposes. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. from the Commons a bill for ascertaining what property in this State shall be deemed taxable property, the method of

assessing property and of collecting the public taxes. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill for levying a tax of 1/. specie on every hundred pounds value of taxable property in the County of Franklin for the purpose of building a Court House, Prison & Stocks. Endorsed in the House of Commons 26 April, 1783, Read the third time and passed.

Ordered said bill be read. The same being read was amended by consent of the Commons, passed and ordered to be Engrossed.

Recd. also a bill to impower the Commissioners therein mentioned to erect and build a Gaol and Stocks on the land of John Yancey, whereon the Court House now stands, in Sullivan County. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill to vest the title of a piece or parcel of land lying in Camden County in Isaac Guilford & his Heirs in fee-simple. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. also a bill for the preservation of Records. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. from the Commons a bill to amend an act passed at Hillsborough the 12th day of May in the year 1782, entitled an act for the relief of persons who have suffered or may suffer by their deeds and mesne conveyance not being registered within the time heretofore appointed by Law. Endorsed in the House of Commons 26 April, 1783, read the second time, amended and passed.

Ordered said bill be read. The same being read was passed the second time, & ordered to be sent to the House of Commons.

Recd. also a bill for regulating the town of Halifax. Endorsed in the House of Commons 26 April, 1783, Read the third time and passed.

Ordered said bill be read. The same being read was amended by consent of the Commons, passed and ordered to be Engrossed.

On motion, ordered, that Mr. Johnson and Mr. McCawley, on the part of this House, attend his Excellency Alexander Martin, Esquire, and inform him of the vote of the General Assembly of yesterday respecting the Chief Magistracy of this State.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House propose that Mr. Johnson and Mr. McCawley, with such gentlemen as may be appointed on the part of the House of Commons, attend his Excellency Alexander Martin, Esquire, & inform him of the vote of the General Assembly respecting the Chief Magistracy of this State, and that they request His Excellency to meet the General Assembly in the Church on Tuesday next at 11 o'clock in the forenoon, in order that he may be qualified and proceed on the duties of his office.

Recd. from the Commons a bill for repairing the Court House & Prison in the town of Salisbury. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent the Commons.

Recd. also a bill to Inhibit and put an End to the Entering up Judgments on Bonds commonly called Judgment Bonds. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill to encourage James Williams to repair and keep in good order the toll bridge over the lower Little river in Cumberland County. Endorsed in the House of Commons 26 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the House of Commons.

Recd. from the Commons the Petition of James Spicer, by them referred to a joint Committee, their members chosen, Mr. Ward,

Mr. J. Blount, Mr. Winston, Mr. Skinner and Mr. Brickell, which being read was referred to Mr. Coor, Mr. Irwin, Mr. Hill and Mr. Johnson on the part of this House.

Recd. from the Commons a bill for levying a tax on every hundred pounds taxable property in the district of Halifax for repairing the Court House and Gaol of said District. Endorsed in the House of Commons 25 April, 1783, Read the second time, amended and passed.

Ordered said bill be read. The same being read was passed the second time, amended, passed and sent to the Commons.

Recd. from the Commons a resolve directing the late State Auditors to reissue a certificate to William Tate, which was read and concurred with.

Col. Easton, from the Committee to whom was referred the Petition of Richard Cogdell, Esquire, late Treasurer of the District of New Bern, reported as followeth, vizt.:

That it appears from the Comptroller's certificate that he has settled and fully accounted for all the monies which came to his hand while in office, and it also appears that previous to Major Craig's arrival at New Bern the papers belonging to his Office were removed to a place of security, & that the insinuation to the contrary at the last General Assembly (alluded to in his petition) was groundless. All which is humbly submitted.

JOHN EASTON, Ch.

The House taking this report into consideration, concurred therewith.

Adjourned until Monday morning 9 o'clock.

MONDAY, 28 April, 1783.

Met according to adjournment.

Recd. from the Commons a bill for cutting a Canal from Clubsfoot's Creek to Harloe's Creek & to open a communication between Neuse River and the Navigation of old Topsail Inlet. Endorsed in the House of Commons 26 April, 1783, read the first time and passed.

Ordered said bill be read. The same being read was amended, passed the second time & sent to the House of Commons.

Recd. also a bill to encourage John and James Bonner, jun., of

Beaufort County to clear and make a road through the great Swamp & Marsh on the south side of Pamlico River, opposite the Town of Washington. Endorsed in the House of Commons 26 April, 1783, Read the third time and passed.

Ordered said bill be read. The same being read was passed the third time and ordered to be Engrossed.

Colonel Joseph Martin, the member for the County of Sullivan, appeared, presented his certificate, qualified agreeable to Law and took his seat.

Recd. from the Commons the Petition of Mr. Thomas Davis, public printer. Endorsed in the House of Commons 28 April, 1783, read and referred to a joint Committee, the members chosen, Mr. Gillispie, Mr. Lock and Mr. Person, which being read was by this House likewise referred to Committee, the members chosen, Mr. Battle, Mr. Lane & Mr. Hill.

Recd. from the Commons a bill to enable Thomas Hill, Guardian of Elizabeth Henry Hill, to convey to Joseph Cocke and Winifred, his wife, the negro slaves therein mentioned. Endorsed in the House of Commons 28 April, 1783, Read the first time and passed.

Ordered said bill be read. The same being read was passed the first time & returned to the Commons.

Recd. from the Commons a resolve of that body relative to the Address delivered by his Excellency Governor Martin, together with the public despatches at the opening of the present session, which being read was rejected, whereupon resolved, &c.

Allen Jones, Esquire, the member for the County of Northampton, appeared, presented his certificate, qualified agreeable to Law and took his seat.

Recd. from the Commons a bill to repeal two acts of the General Assembly and for suspending for a limited time the fifth section or clause of an act passed in the year 1715, entituled an act concerning old titles of lands & for avoiding suits in Law. Endorsed in the House of Commons 28 April, 1783, read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill for establishing the public buildings at Henry

Mounger's, Esquire, in the County of Montgomery. Endorsed in the House of Commons 28 April, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. likewise a bill for appointing Commissioners to fix on a place to build a Court House, Prison & Stocks in the County of Randolph & for other purposes. Endorsed in the House of Commons 28 April, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be Engrossed.

Recd. likewise a bill for opening the land office for the redemption of specie certificates and discharging the arrears due to the army. Endorsed in the House of Commons 28 April, 1783, Read the first time and passed.

Ordered that this bill be read. Which being read was passed the first time and sent to the Commons.

Recd. also a bill for the promotion of learning in the District of Wilmington. Endorsed in the House of Commons 28 April, 1783, Read the first time and passed.

Ordered that this bill be read, which being read was passed the first time and sent to the Commons.

Recd. also a bill for repairing the Court House and Prison in the Town of Salisbury. Endorsed in the House of Commons 28 April, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. likewise a bill for levying a tax on every hundred pounds value of taxable property in the District of Halifax for repairing the Court House and Jail of said District. Endorsed in the House of Commons 28 April, 1783, Read the third time amended and passed.

Ordered that this bill be read, which being read was passed the third time and ordered to be Engrossed.

Recd. also a bill for levying a tax on every hundred pounds value of taxable property in the district of New Bern for repairing the Court House and Gaol in the said district. Endorsed in the House of Commons 28 April, 1783, Read the first time and passed.

Ordered that this bill be read, which being read was passsed the first time and sent to the Commons.

Recd. likewise a bill for establishing a new district Court by the name of the Superior Court of Law and Equity for the district of ————. Endorsed in the House of Commons 28 April, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

A Petition from a number of the Inhabitants of Northampton County, praying that Joseph Wood, Esquire, suspended from acting as a Justice of the Peace by the last General Assembly, might be restored to his Commission, was read & ordered to be referred to a joint Committee, the members chosen, Mr. Hunter, Mr. Irwin, Mr. McCullock.

Recd. from the Commons a bill to amend an act passed at Hillsborough the 12th day of May in the year 1782, entituled an act for the relief of persons who have suffered or may suffer by their deeds & mesne conveyances not being registered within the time heretofore appointed by Law. Endorsed in the House of Commons 28 April, 1783, Read the third time, amended and passed.

Ordered that this bill be read, which being read was passed the third time and ordered to be Engrossed.

Recd. from the Commons a bill to encourage James Williams to repair and keep in good order the toll bridge over the lower Little River in Cumberland County. Endorsed in the House of Commons 28 April, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read the second time was rejected.

Recd. also a bill for establishing a town on the land formerly belonging to William Best at the place where the road leading from Salisbury to the Cheraws crosses the road leading from Mask's Ferry to Camden in Anson County. Endorsed in the House of Commons 28 April, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the House of Commons.

Recd. likewise a bill for fixing on a place in the County of Anson for building a Court House, Prison and Stocks & for other

purposes therein mentioned. Endorsed in the House of Commons 28 April, 1783, Read the second time and passed.

Ordered that this bill be read, which being read was passed the second time and sent to the House of Commons.

Recd. from the Commons a bill for altering the time of holding the County Courts of Pleas and Quarter Sessions in the Counties of Caswell and Warren in this State. Endorsed in the House of Commons 28 April, 1783, read the first time and passed.

Ordered said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill to impower the Commissioners therein mentioned to erect and build a Gaol and Stocks on the land of John Yancy, whereon the Court House now stands in Sullivan County. Endorsed in the House of Commons 28 April, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the second time & sent to the Commons.

Recd. also a Bill to vest the title of a piece or parcel of land lying in Camden County in Isaac Guilford and his Heirs in fee-simple. Endorsed in the House of Commons 28 April, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the House of Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We send you herewith a resolve of this House for your Concurrence and hope the objection in your last message will be removed. If concurred with by your House you will please to appoint some of your body who, together with Mr. Avery and Mr. Person on the part of this House, may deliver the same to his Excellency, as the sense of the General Assembly.

The resolve referred to being read was concurred with and the following message ordered to be sent to the House of Commons:

Mr. Speaker and Gentlemen:

The Senate have concurred with the resolve of your House communicating to his Excellency the Governor the sense of the General Assembly as to the several important matters therein alluded to

and have appointed Mr. Johnson and Mr. Moore to attend his Excellency with the Gentlemen by you nominated & present him with the same.

Recd. from the Commons a Petition of a number of the Inhabitants of Northampton County in favour of Joseph Wood, Esquire. Endorsed in the House of Commons 28 April, 1783, Read and referred to Mr. Brickell, Mr. Horn, Mr. Caswell, Mr. Whitaker and Mr. Harget.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

This House has appointed Messrs. Macon, Hawkins and Mebane to act jointly with such Gentlemen as you may appoint to devise some method of paying up the arrears of pay due to the Continental Officers and Soldiers that have belonged to the Regiments raised in this State.

Ordered that General Jones, General McDowell, Mr. Everagen, Mr. Hill and Mr. Irwin act on this Committee & that the following message be sent to the Commons:

Mr. Speaker and Gentlemen:

General Jones, General McDowell, Mr. Everagen, Mr. Hill and Mr. Irwin will act with the Gentlemen by you appointed to devise a method of paying up the arrears of pay due to the Continental Officers and Soldiers that have belonged to the Regiments raised in this State.

Recd. from the Commons the Petition of Thomas and James Cotton. Endorsed in the House of Commons 28 April, 1783, Read and referred to the Committee appointed to devise some method of paying up the arrears due Continental Officers and Soldiers, which being read was referred as by the House of Commons.

Recd. from the Commons the Petition of Henry Mounger, William Stewart and others, endorsed in the House of Commons 28 April, 1783, Read and referred to the Committee appointed to prepare Bills of a public nature, which being read was referred as by the House of Commons.

Recd. from the Commons a bill for the relief of Thomas Clark and other persons therein named to vest in them an indefeasible title to certain Lands, Hereditaments, Goods, Chattels, Rights and Credits formerly the Estate of James Murray & to enable them to

take possession thereof. Endorsed in the House of Commons 28 April, 1783, Read the first time and passed.

Ordered that this bill be laid over until tomorrow morning and then read.

Adjourned until tomorrow morning 9 o'clock.

TUESDAY, 29 April, 1783.

Met according to adjournment.

Nathan Bryan, Esquire, the member for the County of Jones, appeared, presented his certificate, qualified agreeable to Law and took his seat.

Colonel Harris moved for leave and presented a bill to amend an act entituled an act for the better observation & keeping of the Lord's day, commonly called Sunday, & for the more effectual suppression of vice & immorality, passed at Edenton the fourth day of April, 1741, which was read the first time, passed and sent to the Commons.

Agreeable to the order of the day the bill for the relief of Thomas Clark and other persons therein named & to vest in them an indefeasible title to certain lands, Hereditaments, Goods, Chattels, Rights and Credits formerly the estate of James Murray, & to enable them to take possession thereof, was read, passed the second time and sent to the Commons.

Recd. from the Commons a bill to amend an act passed at New Bern the 15th day of Nov., 1777, for making provision for the poor. Endorsed in the House of Commons 28 April, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. also a bill for cutting a canal from Clubfoot's Creek to Harloe's Creek to open a communication between Neuse River & the Navigation of old Topsail Inlet. Endorsed in the House of Commons 28 April, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Recd. also a bill for establishing the public buildings at Henry Mounger's Esquire, in the County of Montgomery. Endorsed in

the House of Commons 28 April, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be engrossed.

Recd. likewise a bill to enforce the attendance of Jurors on the Superior Courts of Law in this State, to provide for their subsistence in attending & also to ascertain the pay of witnesses attending the said Courts and other purposes. Endorsed in the House of Commons 29 April, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent the Commons.

Read the Memorial of James Hogg in behalf of himself, Richard Henderson, Esquire, and others, his partners in certain purchases of lands from the Cherokee Indians, which was ordered to be referred to a joint Committee, the members chosen, Col. Martin, Col. Irwin, Genl. Rutherford & Col. Armstrong.

On motion, ordered, that General Jones be added to the Committee appointed to prepare and bring in such Bills of a general and public nature as are necessary to be passed into laws by the present Assembly.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate have added General Jones to the Committee appointed to prepare and bring in such bills of a general and public nature as may be necessary to be passed into Laws by the present Assembly.

Recd. from the Commons the Memorial of James Hogg in behalf of Richard Henderson & Company. Endorsed in the House of Commons 29 April, 1783, read and referred to a joint Committee, the members chosen, Mr. J. Blount, Mr. Cummings, Mr. Person, Mr. Martin, Mr. Maclaine, Mr. Avery and Mr. Galloway.

Read the Memorial of Arthur Campbell, which was ordered to be referred to the Committee appointed to report on the Petition of James Hogg & others and that it be sent to the Commons for their concurrence in this measure.

Read the claim of Timothy Bloodworth, Esquire, for extra ser-

vices by him performed when Treasurer of the District of Wilmington, whereupon

Resolved, that Timothy Bloodworth, Esquire, be allowed the sum of eleven thousand one hundred and thirty-eight pounds currency for extra services by him performed as Treasurer of the District of Wilmington and in consideration of two claims by him paid, the one to Archibald Maclaine, Esquire, amounting to £1,260, the other to William Hooper, Esquire, the amount £588, the certificates for both of which appear to be lost; that the Treasurers of either of them pay him the same and be allowed.

On motion, resolved that Timothy Bloodworth, Esquire, be allowed the sum of six pounds thirteen shillings specie for attending the last General Assembly as Treasurer of the District of Wilmington; that the Treasurers or either of them pay him the same and be allowed.

Read the affidavit of———relative to the Destruction of sundry claims, whereupon resolved, that the board of Auditors for the district of Hillsborough be and they are hereby directed to issue to John Ledloe, Ezekial Dollarhide, Hudson Berry, Daniel Parker, Richard Owen and John Akin, respectively, a certificate for nine pounds four shillings specie, it appearing by affidavit to the General Assembly that such certificates have been heretofore issued and are destroyed, the said Auditors having respect to the dates and numbers of such certificates respectively.

Recd. from the Commons a bill for altering the name of Campbelton to —— and for appointing Commissioners to lay off streets for the regulation of the said town & for giving a further time for saving lots in the lower town. Endorsed in the House of Commons 29 April, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. from the Commons a bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing property and of collecting the public taxes. Endorsed in the House of Commons 29 April, 1783, Read the second time, amended and passed.

Ordered that the same be laid over until tomorrow morning and then read.

Recd. from the Commons a bill to repeal an act entituled an act to suppress excessive gaming. Endorsed in the House of Commons 29 April, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read the first time was rejected.

On motion, resolved, that the clerk of the House of Commons reissue to John Simpson, of Pitt County, a Certificate for such sum as may appear to have been allowed him for attendance as a member of that House in April and May, 1782. That the Board of Auditors for the District of New Bern reissue to Mr. Simpson the following certificates, vizt.: One for 17,563 pounds currency, also one for one pound fifteen shillings specie & one for about £27, having due respect to the dates and numbers of these certificates as heretofore issued. And resolved further, that they also reissue to the said Mr. Simpson a certificate for six pounds specie, being a balance due him for and on account of Coin overpaid in his specific tax for the year 1781, it appearing that this, together with the above mentioned certificates, are lost.

Adjourned until tomorrow morning 9 o'clock.

WEDNESDAY, 30 April, 1783.

Met according to adjournment.

Recd. from the Commons a resolve for rescinding a resolve of the last General Assembly respecting the appointment of Justices of the Peace at Halifax and Wake in the year 1781, which being read was concurred with.

Recd. also a resolve of the House of Commons, together with an address to his Excellency the Governor, which being read was concurred with.

Recd. from the Commons a resolve of this House in favour of Timothy Bloodworth, Esquire, and likewise the resolve directing the Auditors of the District of Hillsborough to reissue the certificates therein mentioned respectively. Endorsed in the House of Commons 29 April, 1783, Read and concurred with.

Mr. Battle, from the joint Committee to whom was referred the Petition of Thomas Davis, Esquire, public printer, reported as followeth, vizt.:

That it is the opinion of your Committee that said Davis has labored under many disadvantages and been at a considerable

expense & trouble in procuring paper to print the acts of the last General Assembly. That he hath produced a vouched account of Paper to the amount of £158, which they are of opinion ought to be immediately paid, and recommend that a resolve be passed directing the treasurer to pay him the same, as your petitioner now stands liable to be sued for the same. Your Committee further report, that as the neglect of not having the Journal of the last session printed did not proceed from Mr. Davis, but merely from the want of Paper, which it was not in his power to procure, they are of opinion that the sum of sixty pounds be deducted from his salary, which your Committee think sufficient & proportionable for the business undone. All which is submitted.

ELISHA BATTLE, Ch.

The House taking this report into consideration, concurred therewith, whereupon resolved, that Thomas Davis, Esquire, be allowed the sum of one hundred and fifty-eight pounds specie on account of that sum by him to be paid for paper; that the Treasurer for the district of Edenton pay him the same out of the first monies which may come into his hands, for which he shall be allowed in the settlement of his accounts with the public.

Recd. from the Commons a bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing property & of collecting the public taxes. Endorsed in the House of Commons 29 April, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons. On reading this bill a motion was made and seconded that this bill be amended by the addition of the following clause, vizt.: And be it further enacted by the authority aforesaid that the Moravians, Quakers, Menonists and Dunkards shall pay a twofold tax, and all others who have refused to take an oath of allegiance as the law directs, or who have borne Arms against the State, shall also pay a twofold tax.

Provided, nevertheless, that no Quaker, Moravian, Menonist or Dunkard shall be subject on any pretence whatever to pay more than a twofold tax for exemption for Military duty and an additional single tax for refusing or neglecting to return his, her or

their Inventory, & this together not to exceed threefold on the whole. This being objected to, the question was put and carried in the negative; then on motion of General Rutherford, ordered that the yeas and nays be taken on this question, which were as followeth, vizt.: Yeas, Mr. Harris, Mr. McDowell, Mr. Griffin, Mr. Moore, Mr. Hardy Bryan, Mr. Foster, General Rutherford, Mr. Dougan, Mr. Holland, Mr. Alexander and Mr. Irwin—11. Nays, Mr. McCawley, Mr. Battle, Mr. Nathan Bryan, Mr. McCullock, Mr. Brickell, General Jones, Mr. Coor, Mr. Thomas Brown, Mr. Williams, Mr. Armstrong, Mr. Haynes, Mr. Kenan, Mr. Hunter, Mr. Wade, Mr. Lane, Mr. Johnson, Mr. Gregory, Mr. Adkins, Mr. Easton, Mr. Mooring, Mr. Spicer, Mr. W. Brown, Mr. James Campbell, Mr. J. Campbell, Mr. Hill, Mr. Everagen & Mr. Bruce—27. So it was carried in the negative.

Recd. from the Commons the resolve of this House in favour of Thomas Davis, Esquire, and the report of the joint Committee on the Memorial of the said Mr. Davis, both endorsed in the House of Commons 30 April, 1783, read and concurred with.

Recd. also the Memorial of Arthur Campbell, endorsed in the House of Commons 30 April, 1783, referred as by the Senate.

Recd. from the Commons a bill to keep open Roanoke River for the passage of fish up the same and for other purposes therein mentioned. Endorsed in the House of Commons 30 April, 1783, Read the first time and passed.

Ordered that said bill be read. The same being read was passed the first time and sent to the Commons.

Recd. likewise a bill to amend an act entituled an act for the better observation and keeping of the Lord's day, commonly called Sunday, and for the more effectual suppression of vice and immorality, passed at Edenton the fourth day of April, 1741. Endorsed in the House of Commons 30 April, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read the second time was rejected.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We have added to the Committee to prepare bills of a public nature Col. Hawkins, Genl. Person, Genl. Bryan, Col. Geddy &

Mr. Aulds, and propose that the two Houses adjourn from time to time until the Committee have finished the business of their appointment.

Ordered that Mr. Campbell be added to the Committee & that the following message be sent to the Commons:

Mr. Speaker and Gentlemen:

The Senate have added Mr. John A. Campbell, Mr. James Campbell & Mr. Irwin to the Committee to prepare and bring in bills of a public nature & accede to your proposition as to the adjournment of the two Houses.

On motion, ordered, that General McDowell & Col. Moore be added to the Committee appointed to report on the Memorial of James Hogg in behalf of himself and others.

Recd. from the Commons the bill for the relief of Thomas Clark and other persons therein named & to vest in them an indefeasible title to certain lands, Hereditaments, Goods, Chattels, Rights & Credits, formerly the Estate of James Murray, & to enable them to take possession thereof. Endorsed in the House of Commons 30 April, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the third time & sent to the House of Commons.

Pursuant to resolve of the General Assembly, the two Houses met in conference, when Mr. Speaker of the Senate and Mr. Speaker of the House being seated, Mr. Johnson on the part of the Senate & Mr. Winslow on the part of the House of Commons were requested to attend and conduct his Excellency Alexander Martin, Esquire, into the presence of the General Assembly, which having done, after the usual ceremony Mr. Speaker of the Senate addressed His Excellency as followeth, to-wit:

To His Excellency Alexander Martin, Esquire, Governor, Captain General and Commander in Chief in and over the State of North Carolina:

Sir:

The General Assembly, from a thorough conviction of the Justice, rectitude and moderation of your Excellency's administration & of your attention to the Laws & Constitution of your Country, have, by a considerable majority of the members which constitute the two branches of the Legislature, elected you their chief magistrate.

When we reflect that you have conducted your administration in a manner so honorable to yourself and so pleasing to the people at large during a destructive war, when almost every part of the State was convulsed by intestine divisions, we entertain the most flattering hopes that as the blessings of peace are now happily restored & order and tranquility may be expected to take place of discord and confusion, we shall enjoy under the auspices of your Excellency every blessing for which a free people could wish.

To which his Excellency returned the following answer:

Gentlemen of the Honorable the General Assembly:

This public approbation of my conduct in the chief Magistracy of the State from the Honorable the Legislature is very acceptable and pleasing to me & impresses on my mind sensations of the most lively gratitude.

If I have been anyways instrumental in reducing the State to order during the time of and during the late intestine commotions it was pursuing the path of duty & discharging the high trust reposed in me by my country, from this full conviction that the happiness of my fellow-citizens consisted in the equal enjoyment of those constitutional blessings which peace restores and which our free and happy Government, now acknowledged by the world, is bound to bestow. Honoured again by your suffrage to this high and important station, I can only promise in return that my endeavours will be stimulated and my constant study and employment shall be to answer as far as in me lies the Expectations of my Country. Though my exertions be feeble, when supported with Legislative aid, they will become strong. Laws tempered with wisdom carry with them almost their own coercion, and require only the formal powers of the Executive. I beg leave to return you my hearty thanks for the Honorable testimonial of the people's respect for the past, as well for the hopes you are pleased to entertain of my future administration. At the same time, Mr. Speaker of the Senate, accept my thanks for the polite and handsome manner in which you have consigned to me the sense of the honorable the General Assembly.

The Speakers of the two Houses now, with the usual ceremony, presented his Excellency with the Constitution and Bill of Rights. They then presented him with the *sword of State*, after which his

Excellency was qualified by repeating the oath of State & by taking an oath of office, which was then proclaimed, whereupon each Branch of the Legislature repaired to their respective Houses.

Recd. the resignation of Robert Lindsay, Esquire, as a Justice of the Peace for Guilford County, which was accepted.

General Jones moved for leave and presented a bill for repealing an act entituled an act for appointing a place for the future meetings of the General Assembly, which was read the first time and passed.

Colonel Kenan, from the joint Committee to whom was referred the Petition of Ralph Miller of Bladen County, reported as followeth, vizt.:

The Committee to whom was referred the Petition of Ralph Miller of Bladen County report that it is their opinion that an act be passed vesting the title of said lands mentioned in said Petition in the said Ralph Miller, his Heirs and assigns, agreeable to the prayer of the said Petition. All which is submitted.

JAMES KENAN, Ch.

The House taking this report into consideration, concurred therewith and ordered it be sent the Commons.

Colonel Kenan moved for leave and presented a bill for vesting the title of a certain piece of land in Ralph Miller of Bladen County, which was read the first time and sent the Commons.

Colonel Hunter, from the Committee to whom was referred the Petition of a number of the Inhabitants of Northampton County in favour of Joseph Wood, Esquire, reported as followeth, vizt.:

That we have examined the said Petition & papers relative thereto, & it is the opinion of your Committee that the prayer of the Petition be granted. All which is submitted.

JACOB HUNTER, Ch.

The House taking this report into consideration, concurred therewith & ordered that it be sent to the House of Commons.

Recd. the Petition of Mr. John Wilcox. Endorsed in the House of Commons 30 April, 1783, Read and referred as by the Senate.

Recd. by way of the House of Commons a message from His Excellency the Governor, accompanied by a proclamation of the United States in Congress Assembled announcing and proclaiming a cessation of hostilities both by sea and land, which was read.

General Rutherford moved for leave and presented a bill to endemnify such persons as have acted in defence of the State & for the preservation of the peace during the late war from vexatious suits and prosecutions, which was read the first time and passed.

Read the resignation of James Campbell, Esquire, as Colonel of the Bertie Regiment of Militia, which was accepted & ordered to be sent to the Commons.

Adjourned until tomorrow morning 9 o'clock.

THURSDAY, 1 May, 1783.

Met according to adjournment.

Recd. from the Commons a bill for assuring to the purchasers therein described the lands by them purchased. Endorsed in the House of Commons 30 April, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill for establishing two public schools in the County of Onslow and for other purposes. Endorsed in the House of Commons 30 April, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. from the Commons the affidavit of John Douglass respecting a number of claims which were burned. Referred as by the Commons to the Committee to whom was referred the Petition of J. Simpson, which being read was referred as by the Commons.

Recd. from the Commons the recommendation of the Court of Caswell County in favour of Tho. Smith, disabled in the service of his Country, endorsed in the House of Commons 30 April, 1783, referred to a joint Committee, the members chosen, Mr. Bloodworth, Mr. Montfort, Mr. Avery, Mr. McKinne & Mr. Martin, which being read was on the part of this House referred to Mr. Hunter, Mr. Williams & Mr. Moore.

Read the Petition of Roger Smith now in Hillsborough jail. Ordered that it be referred to the Committee to whom was referred the recommendation of Caswell County Court in favour of Thomas Smith & that it be sent to the Commons for their concurrence in this measure.

Adjourned until tomorrow morning 9 o'clock.

FRIDAY, 2 May, 1783.

Met according to adjournment.

Recd. from the Commons a bill for vesting the title of a certain piece of land in Ralph Miller of Bladen County. Endorsed in the House of Commons 1 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Received also a bill for indemnifying such persons as have acted in defence of the State, and for the preservation of the Peace, during the late war, from vexatious suits and prosecutions. Endorsed in the House of Commons 1 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the House of Commons.

Received from the Commons the report of the joint Committee on the Petition of Ralph Miller. Endorsed in the House of Commons 1 May, 1783, Read and concurred with.

Received from the Commons a bill for establishing a town on the land formerly belonging to William Best at the place where the Road leading from Salisbury to the Cheraws crosses the road leading from Mark's Ferry to Camden in Anson County. Endorsed in the House of Commons 31 April, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be Engrossed.

Received also a bill for fixing on a place in the County of Anson for building a Court House, Prison & Stocks & for other purposes therein mentioned. Endorsed in the House of Commons 1 May, 1783, Read the third time and passed.

Ordered that this bill be read, which being read was passed the third time and ordered to be Engrossed.

Received also a bill to inhibit and put an end to the entering up Judgments on Bonds commonly called Judgment Bonds. Endorsed in the House of Commons 30 April, 1783, Read the second time amended and passed.

Ordered that this bill be read. The same being read was, on motion of General Long, taken out and amended.

Recd. an address of the officers of the North Carolina Line,

endorsed in the House of Commons 30 April, 1783, read and referred to the Committee appointed to report what bills are necessary to be passed into Laws this session, which being read was referred as by the House of Commons.

Recd. from the Commons a Petition of James Cole Mountflorence, which being read was rejected.

Recd. from the Commons the Petition of Archibald Kerr, endorsed in the House of Commons 2 May, 1783, read and referred to the Committee to whom was referred the Petition of John and James Cotton, which being read was by this House referred as by the Commons.

Recd. from the Commons the affidavit of Saml. Clark respecting the loss of a certificate or claim on the public, endorsed in the House of Commons 30 April, 1783, referred to the Committee appointed on the Petition of John Simpson, which being read was referred as by the Commons.

Recd. from the Commons the report of the joint Committee appointed to examine & report on the accounts of the late Governors, Delegates, &c., endorsed in the House of Commons 1 May, 1783, read and concurred with, which being read was also concurred with by this House.

Recd. from the Commons a resolve in favour of Whitmill Hill, Esquire, & a resolve in favour of Sam. Johnston, Esquire, late Delegates for this State in Congress, which being read were respectively concurred with.

Recd. from the Commons the report of the joint Committee on the Petition of a number of the inhabitants of Northampton County in favour of Joseph Wood, Esquire. Endorsed in the House of Commons 1 May, 1783, concurred with.

Recd. also the resignation of James Campbell as Colonel of the Bertie Regiment of Militia. Endorsed in the House of Commons 1 May, 1783, read and accepted.

Recd. also the Petition of Roger Smith. Endorsed in the House of Commons 30 April, 1783, referred as by the Senate.

Recd. likewise the resignation of Robert Lindsay. Endorsed in the House of Commons 1 May, 1783, accepted.

Read the Petition of a number of the officers & others of Rutherford County, which was ordered to be referred to a joint Committee, the members chosen, General Rutherford & Colonel Alexander.

Read the Petition of William Branch of Halifax County, whereupon

Resolved, that William Branch, Esquire, of the County of Halifax be freed from the consequences of having taken a parole from the enemy & that he be restored to his commission as Justice of the Peace for the said County.

Recd. from the Commons a bill to inhibit & put an end to the entering up Judgments on Bonds commonly called Judgment Bonds. Endorsed in the House of Commons 30 April, 1783, read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed and sent to the Commons.

Col. Spicer moved for leave and presented a bill for altering the name Jonathan Bronocks to that of Jonathan Briant, which was read the first time, passed and sent to the Commons.

Recd. from the Commons the Petition of Waightstill Avery, Esquire, endorsed in the House of Commons 2 May, 1783, read and referred to the Committee to whom was referred his other claims. The same being read was by this House referred as by the Commons.

Colonel Brown moved for leave and presented a bill for building a Court House and Prison in Elizabeth town in the County of Bladen, which was read the first time and passed.

Colonel Harris, from the joint Committee to prepare such bills of a public nature as are necessary to be passed into Laws by the present Assembly, brought in a report, part of which was as followeth, to-wit.: In Committee, 2 May, 1783, read the Petition from Nash County for the restoration of Duncan Lamon, Jesse Battle, James Cain and Joseph Williamson to their offices as Justices of the Peace. It is the opinion of the Committee that they be restored.

ROBERT HARRIS, Chairman.

This report being read was concurred with and ordered to be sent the Commons.

Received from the Commons a message from his Excellency the Governor, addressed to the General Assembly, accompanied by a general State of the Treasurer of this State, which was read.

On motion, ordered, that Col. Hill, Mr. Coor, Mr. Easton and Col. Wade be a Committee on the part of this House to ascertain what salaries shall be allowed the late Commissary General & his

several assistants belonging to the said department and that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Hill, Mr. Coor, Mr. Easton and Mr. Wade a Committee, who will act jointly with such Gentlemen of your Body as may be appointed, to fix and ascertain what salaries shall be allowed the late Commissary General and his several Assistants belonging to the said department.

Read the Petition of John Ramsey of Chatham County. Ordered that it be referred to the Committee to whom was referred the settlement of the claims of Waightstill Avery, Esquire.

Charles Johnson, Esquire, from the joint Committee to whom was referred the Petition of James Spicer, reported as followeth, vizt.:

That they have taken the same under consideration & also the accounts and vouchers by him produced, & after carefully examining the same find the sum of twelve hundred and sixty-two pounds fourteen shillings and four pence specie due to Mr. James Spicer for sundries impressed from him by William Good, D. Q. M. G., for the use of the public, in consequence of a resolve of the Council Extraordinary, and valued by Spyers Singleton and James Ellis, Esquires, and also one hundred and eighty-nine pounds eighteen shillings and four pence for sundry disbursements paid and his wages as Captain of the Schooner Endeavour from the ninth of April to the 30th of August; and further find the sum of two hundred pounds specie due to the said Mr. James Spicer for the hire of the Schooner Endeavour from the 9th of April the time she was impressed, to the tenth of August, the time when she was lost; amounting in the whole to £1,652 12/. 8″. and that Mr. James Spicer has received in part payment of the said account £350 14/. which being deducted, leaves a balance due Mr. James Spicer of thirteen hundred and thirty-six pounds 18/. specie; and your Committee are further of opinion that a resolve similar to that passed for the payment of Mr. Samuel Johnston's & Mr. Hill's accounts shall pass for the payment of the balance due Mr. Spicer.

CHARLES JOHNSON, Ch.

The House taking this report into consideration, concurred therewith, whereupon

Resolved, that James Spicer be allowed the sum of £1,336 18/. Specie, with interest thereon from the date hereof until paid; that the Treasurers or either of them pay him the same and be allowed on a settlement of his public accounts.

Recd. from the Commons a bill for the establishing a scale of Depreciation, with a provision for suits commenced, for paper currency and for suspending the operation of the laws therein mentioned. Endorsed in the House of Commons 2 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Read the Petition of Colonel Thomas Polk, which was ordered to be referred to the Committee to whom was referred the settlement of the accounts of Waightstill Avery, Esquire.

On motion, ordered that General McDowell and Colonel James Irwin be added to the Committee appointed to report on the Petition of Mr. Avery and that the Commons have notice hereof.

Colonel Brickell introduced a report of the joint Committee to whom was recommitted the report on the Petition of Simon Jeffreys Esquire, which being read was rejected, whereupon

Resolved, that the Proceedings of Henry Hill, Benjamin Seawell, William Green and Seth Mabry, Esquires, in rejecting the assessment of the property of the Inhabitants of Franklin County on the south side of the said County in December last & the other assessors were erroneous & that the first assessment should have been received by the Court & the taxes collected accordingly.

Adjourned until tomorrow morning half after 6.

SATURDAY, 3 May, 1783.

Met according to adjournment.

Recd. from the Commons a bill to amend an act entituled an act to vest the property of a bridge or Causeway in Gideon Lamb and his Heirs, by him already built through the great dismal Swamp from Lebanon to Camden County, for the term of twenty-five years. Endorsed in the House of Commons 2 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill for appointing Commissioners to take into their possession sundry articles of public property and to secure them from embezzlement & further waste. Endorsed in the House of Commons 2 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Received from the Commons a Petition from a number of the Inhabitants of Rutherford County, endorsed in the House of Commons 2 May, 1783, read and referred to Mr. Gee, Mr. Herndon, Mr. Bond, Mr. Winslow & Mr. Whitaker.

Received from the Commons a resolve permitting Frederick Hambright, Jonathan Gillick, James Johnson and John Moore of Lincoln County and William Colvard of Wilkes County to resign their Commissions as Justices of the Peace for said Counties, and likewise permitting John Shelby of Sullivan County & Frederick Hambright, Lt. Col., of Lincoln County to resign their Commissions respectively, which being read was concurred with.

Recd. from the Commons the report of the joint Committee on the Petition of John Simpson, endorsed in the House of Commons 2 May, 1783, read and concurred with (except as to Catharine Shaver), her case to be reconsidered in Committee, which being read was concurred with as by the Commons.

Read the Petition of Samuel Caswell, Esquire. Ordered that it be referred to the Committee appointed to prepare and bring in such bills of a general & public nature as are necessary to be passed into Laws by the present Assembly.

Read the Representation of Thomas Davis, Esquire, which was ordered to be referred to the joint Committee, the members chosen, Mr. Coor and Genl. Jones.

Read the Petition of Edward Tinker of New Bern. Ordered that the same be referred to the Committee to whom was referred the Petition of Richard Henderson.

Read an account of Colonel Samuel Lockhart for forage, &c., furnished public Horses, which was ordered to be referred to the Committee appointed to report on the accounts of the late Governors, Delegates, &c.

Col. Moore moved for leave and presented a bill concerning lands which have become the property of this State by the possessors of the same in fee or otherwise dying and leaving no legal representatives, but such, if any, are subjects of the King of Great Britain, & for collection of debts due by Bond, Mortgage or otherwise to such whose property have been confiscated to the use of this State and other purposes, which was read the first time and passed.

Colonel Alexander moved for leave and presented a bill for levying a Tax on every £100 value of taxable property in the County of Lincoln for building a Court House, Prison and Stocks for the use of said County, which was read the first time, passed and sent to the Commons.

Genl. Jones moved for leave and presented a bill for allowing salaries to the Governor, Secretary and other officers of State, which was read the first time, passed and sent to the House of Commons.

Read the Petition of Bazel Praiter of Rowan County, whereupon

Resolved, that the County Commissioner of Rowan be and he is hereby required & directed to restore to the said Bazel Praiter and again put him in possession of the lands and negro from him taken by the said Commissioner when acting under public authority.

General Jones moved for leave and presented an additional Bill to an act entituled an act to establish a department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller and other purposes, which was read the first time, passed and sent to the Commons.

Read the Memorial of David Porter, which was referred to the Committee to whom was referred the Memorial of Richard Henderson, Esquire, and Company & ordered to be sent to the Commons.

Recd. from the Commons the Memorial of Thomas Bloodworth, endorsed in the House of Commons 3 May, 1783, referred to Mr. Blount, Mr. Cumming, Mr. Macon, Mr. Avery, Mr. Spaight, Mr. Ward and Mr. J. Blount, which being read was by this House referred to Mr. John Campbell, Mr. James Campbell, Mr. Coor and Mr. Easton.

Recd. from the Commons the Petition of Edward Tinker, the accounts of Colonel Lockhart, the report of the joint Committee on

the Memorial of Mr. James Spicer & the resolve of this House consequent thereon, the Memorial of John Ramsey, the Memorial of Colonel Thomas Polk, the Petition of Samuel Caswell, Esquire, and the report of the joint Committee appointed to report what Bills are necessary to be passed into Laws. Endorsed in the House of Commons 3 May, 1783, Read and referred as by the Senate, except the last and that endorsed. Concurred with except restoring the Nash Justices.

General Jones moved for leave and presented a Bill to amend an act entituled an act to prevent excessive gaming, passed at New Bern, 1780, which was read the first time, passed and sent to the Commons.

Recd. from the Commons the message of this House appointing a Committee to fix and ascertain the salaries which shall be allowed the late Commissary General, &c. Endorsed in the House of Commons 3 May, 1783, Read and referred on the part of this House to Mr. Person, Mr. Lock and Mr. Whitaker.

Recd. also the Represention and Request of Thomas Davis, Esquire, public Printer. Endorsed in the House of Commons 3 May, 1783, Referred to Mr. Lock, Mr. Blount, Mr. Wilson and Mr. Bloodworth.

Recd. from the Commons the affidavit of David Waggoner respecting a claim on the public by him lost. Endorsed in the House of Commons 2 May, 1783, recommitted to the same Committee.

This affidavit being again read it was agreed that it be recommitted.

On motion, agreed that Mr. John Brickell have leave of absence during the remaining part of this session.

Adjourned until Monday morning 9 o'clock.

MONDAY, 4 May, 1783.

Met according to adjournment.

Read the Petition of James Camp, which was referred to the Committee appointed to report on the Petition of Roger Smith & ordered to be sent the Commons.

Recd. from the Commons the resolve of this House on the Petition of Simon Jeffreys, Esquire, of Franklin County. Endorsed in the House of Commons 3 May, 1783, concurred with.

Recd. from the Commons a resolve in favour of Jos. Kerr, Invalid, of Rowan County, which being read was concurred with.

Recd. from the Commons the Petition of James Cole Mountflorence, endorsed in the House of Commons 3 May, 1783, read and referred to the Committee appointed to ascertain what salary shall be allowed the late Commissary General, which being read was by this House referred as by the House of Commons.

Recd. from the Commons the resolve of this House on the Petition of Bazel Praiter of Rowan. Endorsed in the House of Commons 3 May, 1783, concurred with.

Recd. also the Memorial of David Porter. Endorsed in the House of Commons 3 May, 1783, Read and referred as by the Senate.

General Jones moved for leave and presented a Bill to impower the Justices within the several Counties within this State to levy a tax for the building and repairing their respective Court Houses, Prisons and Stocks whenever it may be necessary, which was read the first time, passed and sent to the Commons.

Recd. from the Commons a bill for repealing an act entituled an act for appointing a place for the future meetings of the General Assembly. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read, which being read was passed the second time and sent to the House of Commons.

Recd. from the Commons a bill for erecting commodious buildings in the town of————for public offices, keeping the public records & for the accommodation of the two Houses of the General Assembly. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the House of Commons.

Recd. from the Commons an additional bill to an act entituled an act to establish a Department for adjusting and liquidating the public accounts of this State & for appointing a Comptroller & other purposes. Endorsed in the House of Commons 3 May, 1783, Read the first time and passed.

Ordered that this bill be read, which being read was amended, passed the second time and sent to the Commons.

Recd. from the Commons a bill for opening the land offices for

the redemption of specie certificates and discharging the arrears due to the army. Endorsed in the House of Commons 3 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent the Commons.

Mr. Campbell moved for leave and presented a bill for purchasing a Lott or Lotts in the town of Wilmington for the purpose of building a Gaol and Gaoler's House for the District of Wilmington & other purposes, which was read the first time, passed and sent to the Commons.

Received from the Commons a bill to enable the Judges of the Superior Courts of Law and Equity to review the Judgments had in the several County Courts against estates supposed to be confiscated and to confirm or invalidate the same agreeable to Law and to cause retribution to be made. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Received also an additional bill to an act entituled an act directing the method of electing members of the General Assembly and other purposes and for altering the times of holding the annual Assemblies and preserving the Constitution inviolate. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read, which being read the first time was rejected.

Recd. likewise a bill to repeal an act entituled an act for appointing naval officers at the different ports of this State and directing their duty in office and for other purposes, and to receive and amend an act entituled an act for appointing naval officers at the different ports of this State and directing their duty in office. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the House of Commons.

Recd. from the Commons a bill for facilitating the navigation and regulating the Pilotage of the several Ports of this State. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill for assuring to the purchasers therein described the Lands by them purchased. Endorsed in the House of Commons 5 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. also a bill for building a Court House and Prison in Elizabeth Town in the County of Bladen. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time & sent to the House of Commons.

Recd. likewise a bill for levying a tax on every hundred pounds value of taxable property in the County of Lincoln for building a Court House, Prison and Stocks for the use of said County. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the House of Commons.

Received also a bill to amend an act entituled an act to prevent excessive gaming, passed at New Bern, 1780. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. likewise a bill for allowing salaries to the Governor, Secretary and other Officers of State. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

On reading this bill a motion was made and seconded that the blank for ascertaining the Governor's salary be filled up with the sum of Eight hundred pounds. This was objected to and a motion made that it be £700. The question was put and carried in favour of the first mentioned sum; then, on motion of Col. Harris, ordered that the yeas and nays be taken, which were as follows, vizt.: For the first motion, that is to say in favour of £800, Messrs. McCawley, McCullock, Coor, Ramsey, W. Moore, Kenan,

Lane, Johnson, Gregory, Easton, Spicer, Tho. Brown, James Campbell, John A. Campbell, Hill, Everagen, W. Brown & Genl. Jones—18. Against it and for a less sum, Messrs. Harris, Battle, Williams, Griffin, H. Bryan, Rutherford, Hunter, Adkins, Foster, Mooring, Alexander, Ferebee, Brown, Irwin & N. Bryan—15. So the first motion was carried.

Recd. from the Commons a bill for repairing the Court House and Prison in the Town of Salisbury. Endorsed in the House of Commons 5 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read the third time was passed and ordered to be engrossed.

Recd. also a bill to inhibit and put an end to the entering up Judgments on bonds commonly called Judgment Bonds. Endorsed in the House of Commons 5 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read, was passed the third time & was ordered to be Engrossed.

Adjourned until tomorrow morning 6 o'clock.

TUESDAY, 6 May, 1783.

Met according to adjournment.

Recd. from the Commons a message from his Excellency the Governor, accompanied by a resolve of that body relative to the disposal of certain pairs of cannon, the property of this State, now lying at Edenton, which being read was concurred with and returned to the Commons.

Recd. also the Petition of James Camp, endorsed in the House of Commons 5 May, 1783, referred as by the Senate. Read the proposal of James Davis, Esquire, for a revisal of the Laws of this State, endorsed in the House of Commons 5 May, 1783, read and referred to a joint Committee, the members chosen, Mr. Avery, Mr. Maclaine and Mr. Cumming, which being read was on the part of this House referred to Mr. Coor, Mr. Hill, Mr. Lane & Mr. Johnson.

Recd. from the Commons the report of the joint Committee on the Petition of a number of the Inhabitants of Rutherford County, endorsed 6 May, 1783, rejected. Recd. a resolve of that body consequent thereon, which being read was concurred with & returned to the Commons.

Resolved, that Colonel Samuel Lockhart return a descriptive list of the Horses he purchased for the use of the Southern Army, agreeable to a resolution of the last Assembly, together with an account of whom purchased & to whom he has granted certificates, with the quantity of forage supplied to the district auditors, & that they settle his accounts & grant a specie certificate for the balance.

Recd. from the Commons a bill for altering the name of Jonathan Bronocks to that of Jonathan Bryan. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. from the Commons a resolve respecting the proceedings of a Court Martial held in Chowan County for the tryal of Colonel James Blount, which being read was concurred with and ordered to be returned.

Recd. also a resolve in favour of John Macon, Esquire, and likewise a resolve in favour of Henry Montfort, Esquire, both of which being read was concurred with and returned to the Commons.

On motion, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot on Friday next at 3 o'clock in the afternoon for a Council of State, Treasurers of the respective Districts, a place for the meeting of the next General Assembly & for Judges for the Courts of Admiralty for the Ports of Beaufort and Brunswick. We nominate for a Council of State Spruce McCay, William Hooper, John Penn, The Marquis of Britigney, William Sharpe, Eaton Haynes, Thomas Polk and Richard Henderson, Esquires; for Treasurers for the District of New Bern, Benjamin Exum and Richard Cogdell; Edenton, William Skinner; Halifax, Green Hill; Hillsborough, Robert Burton & Memucan Hunt; Salisbury, Robert Lanier; Morgan, John Brown; and for Wilmington, John Devane and Joseph Cain; for the place at which the next General Assembly shall be held the towns of New Bern, Hillsborough, Cross Creek, Halifax and Salem & the time when the next meeting shall be the first Monday in October next; for a Judge of the Court of Admiralty for Port Beaufort, Joseph Leech, Esquire; for a Judge of the Court of Admiralty for Port Bruns-

wick, John Spicer, Esquire, and have appointed Mr. Coor and Mr. Ramsey to superintend the balloting, which we propose shall be conducted at the church.

Recd. from the Commons a bill for emitting————pounds in paper currency for the purposes of Government for 1783, for the redemption of paper currency now in circulation, and for advancing the continental officers and soldiers' part of their pay and subsistence, & for levying a tax and appropriating the confiscated property for the redemption of the money now to be emitted. Endorsed in the House of Commons 6 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. from the Commons a bill for the establishing a scale of depreciation, with a provision for suits commenced for paper currency, & for suspending the operation of the Laws therein mentioned. Endorsed in the House of Commons 6 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the second time and sent to the Commons.

Recd. from the Commons the Petition of Mr. Landon Carter, endorsed in the House of Commons 6 May, 1783, read and referred to the Committee to whom was referred the Memorial of Richard Henderson, Esquire, which being read was referred to the said Committee.

Genl. Jones moved for leave and presented a bill to vest the fee-simple of certain lands therein mentioned in Thomas Eaton, his Heirs and Assigns, which was read the first time, passed and sent to the Commons.

Genl. Jones moved for leave and presented a bill to vest the title of certain lands and other property therein mentioned in Thomas Cotton, James Cotton and———Cotton, their sister, which was read the first time, passed and sent to the Commons.

Recd. from the Commons the bill to empower the several Justices of the several Counties within this State to levy a tax for the building and repairing their respective Court Houses, Prisons and Stocks whenever it may be necessary and for defraying the contingent charges of their several Counties & other purposes. Endorsed in the House of Commons 6 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed and sent to the Commons.

Recd. also a bill to erect a County adjoining the line of Virginia, including a part of Cumberland River. Endorsed in the House of Commons 6 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. likewise the bill for repealing an act entituled an act for appointing a place for the future meetings of the General Assembly. Endorsed in the House of Commons 6 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the third time and sent the Commons.

Recd. a bill to amend an act entituled an act to vest the property of a bridge or causeway in Gideon Lamb and his Heirs, by him already built thro' the great dismal swamp from Lebanon to Camden County, for the term of 25 years. Endorsed in the House of Commons 6 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. also a bill for establishing two public schools in the County of Onslow and for other purposes. Endorsed in the House of Commons 6 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be Engrossed.

Recd. from the Commons the resolve of this House respecting the accounts of Col. Samuel Lockhart. Endorsed in the House of Commons 6 May, 1783, concurred with.

Recd. also the report of the joint Committee on the Memorial of Tho. Polk, Esquire, endorsed in the House of Commons 6 May, 1783, read and concurred with, which being read was concurred with by this House & returned to the Commons.

Recd. likewise a resolve of the Commons relative to the settlement of Col. Polk's public accounts, which being read was concurred with and returned.

Recd. from the Commons the report of the joint Committee to whom was referred the Memorial of the officers of the State Legionary Corps, together with an arrangement of those officers as recom-

mended for Commissions of promotion, respectively. Endorsed in the House of Commons 6 May, 1783, read and concurred with, which being read were concurred with by this House.

Recd. from the Commons a bill for vesting the title of a certain piece of Land in Ralph Miller of Bladen County. Endorsed in the House of Commons 6 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Recd. from the Commons a bill to enable Tho. Hill, Guardian of Elizabeth Henry Hill, to convey to Joseph Cocke and Winifred his Wife the negro slaves therein mentioned. Endorsed in the House of Commons 6 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

On motion, ordered that Mr. Johnson and Mr. Coor on the part of this House examine and compare the engrossed copies of such bills as are or may be passed during this present session with the originals, and that the Commons have notice hereof.

General Jones moved for leave and presented a bill to repeal so much of the assessment Law passed last Assembly at Hillsborough as relates to the taxing Moravians, Quakers, Menonists & Dunkards, which was read the first time, passed and sent to the Commons.

Received from the Commons the following message:

Mr. Speaker and Gentlemen:

We agree to your proposal to ballot for a Council of State, Treasurers of the respective Districts, a place for the meeting of the next General Assembly, for Judges of the Courts of Admiralty, mentioned in your message of this day on that subject, on Friday next at 3 o'clock in the evening. We put in nomination for Councilors of State Spruce McCay, William Hooper, John Penn, the Marquis of Britigney, Wm. Sharpe, Eaton Haynes, Thomas Polk, Nathl. Macon, General Butler, James Williams, Philemon Hawkins, Wm. Johnston (of Warren County), Samuel Studwicke, Trangott Bagge, Benjamin Shepperd, John Hay and Robert Burton, Esquires; for Treasurers for the District of New Bern, Benjamin Exum and Richard Cogdell; Edenton, William Skinner; Halifax, Green Hill & Thomas Eaton; Hillsborough, Robert Burton & Memucan Hunt; Salisbury, Robert Lanier & William Alexander; Morgan, John

Brown; Wilmington, John Devane, Joseph Cain & William Purviane; for the place of holding the next Assembly the towns of New Bern, Hillsborough, Cross Creek, Halifax, Salem, Smithfield, Salisbury, Tarborough, Wilmington and Edenton; for the time of holding it the first Monday in October; for Judges of the Court of Admiralty for Port Beaufort, Joseph Leech and Richard Cogdell; for Port Brunswick, John Spicer and Thomas Craike, Esquires. Mr. John Macon and General Person are appointed on the behalf of this House to superintend the balloting. We also nominate for Judge of the Admiralty for Port Brunswick Frederick Jones, Esquire.

Recd. from the Commons a bill for purchasing a Lott or Lotts in the town of Wilmington for the purpose of building a Gaol & Gaoler's House for the District of Wilmington & other purposes. Endorsed in the House of Commons 6 May, 1783, read the first time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. also a bill for levying a tax of——on every hundred pounds value of taxable property in the District of New Bern for repairing the Court House and Gaol in the said District. Endorsed in the House of Commons 6 May, 1883, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. likewise a bill to amend an act passed at New Bern the 15th day of Nov., 1777, for making provision for the poor and other purposes. Endorsed in the House of Commons 6 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be engrossed.

Recd. also a bill for building a Court House and Prison in Elizabeth Town in the County of Bladen. Endorsed in the House of Commons 6 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We propose referring the bill for dividing Duplin County & the Petition presented by the Inhabitants thereof praying a Division to a Committee from both Houses of the Assembly, who are to examine into the facts set forth in the Petition, and upon such examination to report whether the bill may with propriety be passed into a Law, and whether it is necessary and would relieve the Inhabitants from any considerable inconveniences arising to them from the present Form of the County; Mr. Bloodworth, Mr. Herndon, Mr. Cain, Mr. Winslow & Genl. Bryan on the part of this House will act as a Committee for the above purpose. This proposition being read was rejected.

Recd. from the Commons a bill for facilitating the navigation & regulating the Pilotage of the several Ports of this State. Endorsed in the House of Commons 6 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. from the Commons a bill for altering the times of holding the County Courts of Pleas & Quarter Sessions in the Counties of Caswell, Edgecombe and Warren in this State and for other purposes. Endorsed in the House of Commons 5 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

Col. Martin and Col. Caswell are appointed on the part of this House to examine the Engrossed bills.

Recd. from the Commons a bill to indemnify such persons as have acted in defence of the State and for the preservation of the Peace during the late war from vexatious suits and Prosecutions. Endorsed in the House of Commons 6 May, 1783, Read the second time, amended & passed.

Ordered that this Bill lie over until tomorrow morning & that it be then read for the last time in this House.

Adjourned until tomorrow morning 6 o'clock.

WEDNESDAY, 7 May, 1783.

Met according to adjournment.

Recd. from the Commons a bill to vest the fee-simple of certain lands therein mentioned in Thomas Eaton, his Heirs and Assigns. Endorsed in the House of Commons 6 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. also a bill for appointing Commissioners for selling the Lot No.——in Warrenton, whereon the public granary now stands, & other purposes. Endorsed in the House of Commons 6 May, 1783, Read the first time and passed.

Ordered that this bill be read, which being read was passed the first time and sent to the Commons.

Recd. likewise the bill to vest the title of certain lands and other property therein mentioned in Thomas Cotton, James Cotton and their sister. Endorsed in the House of Commons 6 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. from the Commons a bill to amend an act entituled an act to vest the property of a bridge or causeway in Gideon Lamb and his Heirs, by him already built thro' the great dismal Swamp from Lebanon to Camden County, for the term of 25 years. Endorsed in the House of Commons 6 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be engrossed.

Recd. also a bill for altering the name of Jonathan Bronocks to that of Jonathan Bryan. Endorsed in the House of Commons 6 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. likewise an additional bill to an act entituled an act to establish a Department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller and other purposes. Endorsed in the House of Commons 7 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Colonel Hunter from the joint Committee to whom was referred the Petitions of Roger Smith, James Camp and Thomas Smith reported as followeth, vizt.:

That it is the opinion of your Committee that Roger Smith and James Camp be released from their present confinement and that Thomas Smith be allowed the sum of twenty-five pounds per annum for four years, as in defence of his country he lost an eye and a Leg. All of which is humbly submitted.

JACOB HUNTER, Ch.

The House taking this report into consideration

Resolved, that they do concur therewith, and ordered that it be sent to the Commons.

Agreeable to the order of the day the bill to indemnify such persons as have acted in defence of the State and for the preservation of the Peace during the late war from vexatious suits and prosecutions was ordered to be read. The same being read was amended, passed the third time and sent to the Commons.

Genl. Rutherford from the Committee to whom was referred the Memorial in behalf of Richard Henderson & Company reported as followeth, vizt.: That the Memorialists ought to have as a compensation for their expenses, Trouble and Risque in settling the lands in the said Memorial mentioned 400,000 Acres, to be laid off in Powel's Valley, Beginning on the dividing line between No. Carolina and Virginia where the same is nearest to the old Indian Town, extending down Powel's River on both sides and 4 miles wide to the mouth of the said River, then down Clinch River on both sides thereof 12 miles wide so far as to compleat the complement of 400,000 acres. All of which is submitted.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, resolved that they do concur therewith, and ordered that the same be sent to the Commons.

Recd. from the Commons a resolve in favour of John Auld, Stephen Miller, Thomas Chiles and Thomas Wade, jun., as Auditors and Clerk of the lower Board of Salisbury District, which being read was concurred with and returned.

Received from the Commons a bill for appointing Commissioners to take into their possession sundry articles of public property and to secure the same from embezzlement and further waste. Endorsed in the House of Commons 7 May, 1783, Read the second time and passed.

On motion, ordered that General Rutherford have leave to take out and amend this bill.

General Jones returned the bill to amend the assessment Law passed last Assembly at Hillsborough as by him amended, which was read with the amendments, passed the second time and sent to the Commons.

Recd. from the Commons a bill for appointing Commissioners for selling the Lott number 44 in Warrenton, whereon the public granary now stands, and other purposes. Endorsed in the House of Commons 7 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. also a bill to vest the fee-simple of certain lands therein mentioned in Thomas Eaton, his Heirs and Assigns. Endorsed in the House of Commons 7 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Recd. likewise the bill to vest the title of certain lands and other property therein mentioned in Thomas Cotton, James Cotton and their sister. Endorsed in the House of Commons 7 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Recd. a certificate of James Iredell, Esquire, having in consequence of an appointment from the Judges of the Superior Courts of Law and Equity acted as Attorney for the State at the late April term at Halifax, whereupon resolved, that James Iredell, Esquire, be allowed the sum of forty-two pounds specie for such service, that the Treasurers or either of them pay him the same and be allowed therefor in the settlement of their public accounts.

Received from the Commons a bill of Pardon, Oblivion and indemnity and for restoring tranquility to the State. Endorsed in

the House of Commons 7 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. also a bill to amend an act entituled an act for the relief of the Officers and soldiers of the Continental line & for other purposes. Endorsed in the House of Commons 7 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. from the Commons a resolve permitting Williams Lyles of Granville County to take into his possession a Horse formerly his property, strayed from the public service, which being read was concurred with & returned to the Commons.

Recd. from the Commons a bill to enforce the attendance of Jurors in the Superior Courts of Law in this State, to provide for their subsistence in attending, and also to ascertain the pay of Witnesses attending Courts and other purposes. Endorsed in the House of Commons 6 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed and ordered to be engrossed.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We have appointed Messrs. Wilson, Lock, Blount, Phifer and Winslow to act with such Gentlemen as you may appoint to consider of such parts of the accounts of Col. Polk, yesterday referred to the Comptroller, for which there are no vouchers to be produced, and report thereon.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

Mr. Bryan, Mr. Ramsey, Mr. James Campbell and Mr. Everagen will act with the Gentlemen by you appointed to consider of and report on such charges as Col. Polk may have against the public for which he has no vouchers.

Genl. Rutherford, agreeable to order, presented the bill for appointing Commissioners to take into their possession sundry articles of public property and to secure them from embezzlement and further waste with the amendments, was read as by him amended,

which being read was passed the second time and sent to the Commons.

Recd. from the Commons the report of the joint Committee to whom was referred the Petition of Mr. John Ramsey of Chatham County, endorsed in the House of Commons 7 May, 1783, concurred with, which being read was concurred with by this House & returned.

Adjourned until tomorrow morning 6 o'clock.

THURSDAY, 8 May, 1783.

Met according to adjournment.

Recd. from the Commons the report of the joint Committee in favour of Roger Smith, James Camp and Thomas Smith, endorsed in the House of Commons 7 May, 1783, concurred with, except as to Roger Smith & James Camp.

Recd. also a bill to enable Thomas Hill, Guardian of Elizabeth Henry Hill, to convey to Joseph Cocke and Winifred, his wife, the negro slaves therein mentioned. Endorsed in the House of Commons 8 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time & was ordered to be engrossed.

Recd. a recommendation from General Greene in favour of Sergeant Morrison of the North Carolina line, which was ordered to be referred to the Committee to whom was referred the recommendation of the Court of Caswell County in favour of Thomas Smith.

Recd. from the Commons a bill for appointing Commissioners for selling the Lott No. 44 in Warrenton, whereon the public granary now stands, and other purposes. Endorsed in the House of Commons 8 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be engrossed.

Recd. also a bill for dividing the County of Guilford & for other purposes therein mentioned. Endorsed in the House of Commons 8 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was rejected.

Mr. Johnson moved for leave and presented a bill to amend an act entituled an act for the regulation of the town of Edenton, endorsed in the House of Commons, which was read the first time, passed and sent to the Commons.

Recd. from the Commons a written request from Alexander Mebane respecting the settlement of his accounts as late commissioner of specific supplies for the County of Orange, endorsed in the House of Commons 8 May, 1783, Read and referred to the Committee to whom was referred the settlement of the late Governor's and Delegates' accounts, which being read was referred as by the Commons.

Recd. from the Commons the report of the joint Committee on the accounts of the Honorable Richard Caswell, Esquire, formerly Governor of this State, endorsed in the House of Commons 8 May, 1783, read and concurred with, which report is as followeth, vizt.:

The Committee appointed to examine the report of the late Governor of this State and others report that they have examined the accounts of Richard Caswell, Esquire, former Governor, together with the vouchers, and find them very just, fair and correct as they stand stated and settled with the auditors of the District of New Bern, and that there appears to be a balance due to the said Richard Caswell, Esquire, of thirteen shillings and one penny specie.

THOMAS PERSON, Chairman.

The House taking this report into consideration, resolved that they do concur therewith.

Recd. from the Commons the report of the joint Committee on the Petition of Sam Clark, endorsed in the House of Commons 8 May, 1783, concurred with, which being read was likewise concurred with by this House and returned to the Commons.

Recd. from the Commons the resolve of this House in favour of James Iredell, Esquire. Endorsed in the House of Commons 8 May, 1783, concurred with.

Mr. Johnson moved for leave and presented a bill for appointing an Inspector General and regulating the Finances of this State, which was read the first time, passed and sent to the Commons.

Recd. from the Commons the Memorial of James Brooks, executor of Samuel Wood, endorsed in the House of Commons 8 May, 1783, referred to the Committee to whom was referred the Memorial of Richard Henderson & Co., which being read was referred as by the Commons.

Recd. also a bill for levying a tax on all the taxable property within this State for the redemption of paper currency and certifi-

cates of every denomination. Endorsed in the House of Commons 8 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

On motion, resolved, that the District Auditors, respectively, in settling the accounts of County Commissioners, do make such allowances for loss and wastage in receiving and issuing the provision tax for the years 1780 and 1781 as to them shall appear reasonable, provided that the same does not exceed four per cent. on the amount of such tax. Ordered that this resolve be sent to the Commons for concurrence.

General Jones moved for leave and presented a bill to vest certain lands in Richard Henderson and others, which was read the first time, passed and sent to the Commons.

Whereas, the necessity for keeping Guards at the different Magazines of this State no longer exists,

Resolved, therefore, that the Corps raised for this purpose be disbanded, and the Captains or other Commanding Officers are hereby required to make an exact return of the men and officers under their command to the Auditors of their respective Districts, with an account on oath of the sums due to each and every individual in their several Corps, and the Auditors, after examining and settling the said accounts, are hereby required to give specie certificates agreeable to the balance due to each individual respectively. Ordered that this resolve be sent for concurrence.

Whereas, William Tisdale, Judge of the Court of Admiralty for Port Beaufort, was by order of the General Assembly suspended from exercising his said office for a limited time, therefore, resolved, that his Excellency the Governor be requested to grant a Commission to Joseph Leech, Esquire, appointing him Judge of the said Court until the said suspension shall expire or further proceedings be had thereon.

Ordered that the foregoing resolve, with the following message, be sent the Commons:

Mr. Speaker and Gentlemen:

This house are of opinion that the appointing a Judge of the Court of Admiralty for Port Beaufort by joint ballot of the General Assembly would be improper, as William Tisdale, Esquire, the

present Judge of that Court hath not resigned his appointment, but is suspended for a limited time. A resolve on this subject we herewith send for your concurrence.

The Petition of James Miller, praying that a Committee be appointed to enquire into the Legality of the late Election for the County of Rutherford, was read and referred to the Committee of Privileges and Elections.

Colonel Everagen, from the joint Committee to whom was referred the accounts of General Polk, for which he has no vouchers, reported as followeth, vizt.:

That the following articles, General Polk, pursuant to his orders from the Board of War, had laid in for the use of the public, for which he has no vouchers, vizt.: nine barrels of flour, carried on by General Sumner on his retreat, to the amount of 2,250 lbs.; Four Hundred and Fifty Bushels of Wheat, left in his mill not ground, One Hundred and Fifty bushels ditto, ground and not bolted, amounting to 22,000 lbs.; Eighty Bushels of Rye, 2,600 lbs., left in Charlotte by the issuing Commissary; 500 lbs. Flour; Thirty Bushels corn, left in his mill, and Twenty-seven head of cattle, which fell in the hands of the enemy. It is therefore the opinion of your Committee that the Comptroller General be directed to make the said Polk an allowance for all such wheat, Flour, Rye, Corn or Beef as he shall make appear by his own oath or otherwise to have been taken for the use of the public or destroyed by the enemy, and that the Comptroller charge all such Beef, Wheat, Flour and Corn to the Continental account, as the same appears to have been laid in for the use of the Continental Army.

EDWARD EVERAGEN, Ch.

The House taking this report into consideration, resolved that they do concur therewith.

Recd. from the Commons the bill concerning the lands which have become the property of this State by the possessors of the same, in fee or otherwise, dying and leaving no legal Representatives, but such, if any, are subjects of the King of Great Britain, and for collection of debts due by bond, Mortgage or otherwise to such whose property have been confiscated to the use of this State and other purposes. Endorsed in the House of Commons 5 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. from the Commons the resolve of this House relative to the appointing a Judge of the Court of Admiralty pro tempore for Port Beaufort, also the resolve for disbanding the Corps raised for the purpose of guarding the District Magazines of this State respectively. Endorsed in the House of Commons 8 May, 1783, Read and concurred with.

Recd. also the Recommendation from General Greene in favour of Sergeant Morrison. Endorsed in the House of Commons 8 May, 1783, Read and referred as by the Senate.

Recd. from the Commons a bill for altering the name of Campbelton to Fayetteville and for appointing Commissioners to lay off streets for the regulation of the said town and for giving a further time for saving Lotts in the lower town. Endorsed in the House of Commons, 8 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. also a bill for the promotion of learning in the District of Wilmington. Endorsed in the House of Commons 8 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Mr. Holland moved for leave and presented a bill to vest the Courts of the several Counties in this State with power to call to account, as therein mentioned, the Commissioners of confiscated property for their respective Counties, which was read, passed the first time and sent to the Commons.

On motion, agreed that Colonel Bryan, Colonel Brown and Mr. Hardy Bryan have leave to absent themselves from the sessions of this House after tomorrow.

Adjourned until tomorrow morning 6 o'clock.

FRIDAY, 9 May, 1783.

Met according to adjournment.

Recd. from the Commons a bill to secure a title to the Citizens of this State to the negroes and other property, fairly purchased of the Governor and Council of the State of Georgia. Endorsed in the House of Commons 8 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read the first time was rejected.

Recd. from the Commons the report of the joint Committee on the Petition of Thomas Bloodworth, Marshal of the Admiralty Court for Port Brunswick, endorsed in the House of Commons 8 May, 1783, concurred with, which being read was concurred with by this House and returned to the Commons.

Recd. also the resolve of this House in favour of Thomas Smith of Caswell County and the resolve directing the District Auditors to make allowance for wastage in settling with the County Commissioners, both endorsed in the House of Commons 9 May, 1783, Read & concurred with.

Recd. from the Commons a resolve in favour of Richard Henderson and Company, which being read was concurred with and returned.

Recd. likewise the following message:

Mr. Speaker and Gentlemen:

We have received the report of the Committee to whom was referred the accounts of Colonel Polk, with which we do not concur, but propose that the said report be recommitted.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree that the report of the joint Committee on the accounts of Col. Polk be recommitted.

Recd. from the Commons a bill for altering the name of Campbelton to Fayetteville and for appointing Commissioners to lay off streets for the regulation of the said town and for giving a further time for saving Lotts in the lower town. Endorsed in the House of Commons 9 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read the third time was rejected.

Ordered that Colonel James Saunders of Caswell County be added to the nomination for a Councillor of State.

On motion, ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate being of opinion that the necessary business of this

session may be dispatched by Thursday next, have directed their Clerk to make up the estimate to that day inclusive, and wish your body to adopt a similar resolution. It is the sense of this House that the estimate be made out at the rates of sixteen shillings per day.

Recd. from the Commons the bill to vest certain lands in Richard Henderson and others. Endorsed in the House of Commons 8 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read the second time was amended, passed and sent to the Commons.

Recd. also the bill for appointing an Inspector General and regulating the finances of this State. Endorsed in the House of Commons 8 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. from the Commons a resolve allowing Sherwood Haywood a certain sum therein mentioned for services as Secretary to the late Board of Auditors for the District of Halifax, which being read was concurred with and returned.

Recd. also a resolve in favour of Benjamin Whitaker, formerly Secretary to the Board of Auditors for the District of New Bern, which being read was also concurred with and returned to the Commons.

Recd. from the Commons a bill to amend an act entituled an act for regulating the town of Edenton. Endorsed in the House of Commons 9 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

General Rutherford, from the joint Committee to whom was referred the Memorial of James Brooks, Executor of Samuel Wood, decd., reported as followeth, vizt.:

That we have taken under consideration the said Memorial, and it doth not appear to your Committee that any redress is in our power, as it plainly appears that the Cherokee Indians have not directly nor indirectly sold, ceded or conveyed the long Island of Holstein to any person or persons whatsoever, but have always reserved the same in all treaties with them held, to the intent and purpose of holding with the white people their beloved talk.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, resolved that they do concur therewith and ordered that it be sent to the Commons.

Recd. from the Commons a bill for levying a tax on every hundred pounds value of taxable property in the District of New Bern for repairing the Gaol in the said District. Endorsed in the House of Commons 9 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be engrossed.

Recd. also a bill to amend the assessment Law passed last Assembly at Hillsborough. Endorsed in the House of Commons 9 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the third time and sent to the Commons.

Mr. Holland moved for leave and presented a bill for extending the Boundary line between the Counties of Burke and Rutherford, which was read the first time, passed and sent to the Commons.

Mr. Coor and Mr. Ramsey, appointed on the part of this House to superintend the balloting for a Council of State, Treasurers for the respective Districts, a Judge of the Court of Admiralty for Port Brunswick, the place where and time when the next General Assembly shall be held, reported:

That having attended the same, on casting up the ballots it appeared that James Saunders, Nathaniel Macon, Spruce McCay, Philemon Hawkins, sen., and Thomas Polk, Esquires, were elected members of the Council of State; that Green Hill was elected Treasurer for the District of Halifax, Memucan Hunt for the District of Hillsborough, William Skinner for the District of Edenton, Benjamin Exum for the District of New Bern, Robert Lanier for the District of Salisbury, John Brown for the District of Morgan and Joseph Cain for the District of Wilmington; that John Spicer, Esquire, was chosen Judge of the Court of Admiralty for Port Brunswick; that the next General Assembly shall be held at Hillsborough on the first Monday in October next, and that there yet remained two Councillors of State to be chosen.

The House taking this report into consideration, resolved that they do concur therewith.

Adjourned until tomorrow morning 6 o'clock.

SATURDAY, 10 May, 1783.

Met according to adjournment.

Colonel Easton, from the Committee of Privileges and Elections, reported as followeth, vizt.:

Your Committee to whom was referred the Petition of James Miller, respecting the legality of the Rutherford Election, report that they have entered into full investigation of said election by examining the several depositions and evidences relative thereto, and are of opinion that it is illegal and ought to be set aside. All which is submitted.

JOHN EASTON, Ch.

The House taking this report into consideration, resolved that they do concur therewith, whereupon

Ordered that a writ of election issue to the County of Rutherford for electing one person properly qualified to sit and vote in in Senate and that this election be held on the 15th and 16th days of September next.

Read the Petition of William Courtney, which was ordered to be referred to the Committe to whom was referred the Petition of John Simpson, Esquire.

Read the proceedings of a Court called in the County of Johnston for the tryal of negro Jenny, late the property of Lewis Bryan, whereupon Resolved, that Hardy Bryan, Administrator on the estate of Lewis Bryan, deceased, be allowed the sum of fourteen pounds six shillings specie in consideration of the Execution of negro Jenny, late the property of the said deceased, by public authority; that the Treasurers or either of them pay him the same and be allowed on a settlement with the public.

Recd. from the Commons a bill to suspend the operation of Executions for the time therein mentioned. Endorsed in the House of Commons 9 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. from the Commons the Memorial of Matthew Ramsey, endorsed in the House of Commons 10 May, 1783, Read and referred to a joint Committee, the members chosen, Mr. Blount, Mr. H. Macon & Mr. M. Bryan, which being read was on the part

of this House referred to Genl. Rutherford, Mr. Campbell & Mr. Coor.

Recd. from the Commons the resolve of this House of the 22d Ult. on the settlement of the accounts of Robert Bignal, Esquire, as late Commissioner of Trade. Endorsed in the House of Commons 9 May, 1783, Read and concurred with.

Recd. also the report of the joint Committee on the Memorial of James Brooks, Exor. of Samuel Wood, decd. Endorsed in the House of Commons 9 May, 1783, concurred with.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We propose balloting at six o'clock this evening for two Councillors of State, and nominate for Councillors William Johnston, Robert Burton, Benj. Sheppard, the Marquis of Bretigney, William Sharpe & James Williams, Esquires. Should this proposal be agreeable to you, please to signify it to us by message.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

The Senate agree to your proposition as to balloting for the two Councillors of State yet to be elected, and propose that this business be done at the Court House.

Genl. Rutherford moved for leave and presented a Bill to impower the Justices of the Superior Courts to appoint a County Attorney and Solicitor to prosecute for the State in the Inferior Courts, and for the purposes of appointing a Salary and the Fees of the Attorney and Solicitor, which was read the first time, passed and sent to the Commons.

Recd. from the Commons a bill for purchasing a Lott or Lotts in the town of Wilmington for the purpose of building a Gaol for the District of Wilmington and other purposes. Endorsed in the House of Commons 10 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the third time and sent to the House of Commons.

Read the resignation of William Grant as Justice of the Peace for Rutherford County, which was accepted and sent to the Commons.

Recd. from the Commons a bill to vest the title of certain lands

in Duplin County in Joseph Herring. Endorsed in the House of Commons 10 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Recd. from the Commons the Petition of William Courtney. Endorsed in the House of Commons 10 May, 1783, Read and referred as by the Senate.

Recd. also the resolve of this House in favour of the Administrator on the estate of Lewis Bryan. Endorsed in the House of Commons 10 May, 1783, concurred with.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Mebane, Mr. Martin, Mr. Phifer, Mr. Galloway & Mr. Herndon a Committee who will act jointly with such Gentlemen as the Senate may appoint to ascertain and prescribe some mode of pay to the officers of the late State Legionary Corps, &c.

This proposition being read was rejected.

Recd. from the Commons a bill for establishing a scale of depreciation, with a provision for suits commenced, for paper currency and for suspending the operation of the Laws therein mentioned. Endorsed in the House of Commons 9 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time and ordered to be engrossed.

Recd. also a bill for levying a tax in specie for the year 1783. Endorsed in the House of Commons 10 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the first time and sent to the Commons.

Read the Petition of Mrs. Eleanor Carothers. Ordered that it be referred to a joint Committee for this purpose; that Genl. Rutherford, Mr. Coor, Mr. Hill, Genl. Jones & Mr. Irwin be a Committee, and that it be sent to the Commons.

Colonel Everagen, from the joint Committee to whom was recommitted the accounts of General Polk, for which he had no vouchers, reported:

That Genl. Polk, pursuant to orders from the Board of War, had laid in for the use of the public the following articles, viz.: Nine Barrels of Flour, carried on by General Sumner on his retreat, to the amount of 2,250 lbs.; 450 Bushels of Wheat, ground and not bolted, amounting to 22,000 lbs.; 80 Bushels of Rye, 2,600 lbs., left in Charlotte by the issuing Commissary; 500 lbs. Flour; 30 Bushels Corn, left in his Mill, and 27 Head of Cattle, for all which he does not appear to have any voucher. It is therefore the opinion of your Committee that the Comptroller General be directed to allow General Polk in the settlement of his accounts for all or such parts of the above mentioned articles as he shall make appear by his own oath or otherwise that he had actually laid in for the use of the public, and which unavoidably fell into the hands of the enemy and was destroyed, and that the same be a Continental charge, as it appears the above articles were laid in for the use of the Continental Troops. All which is submitted.

EDWARD EVERAGEN, Ch.

The House taking this report into consideration, resolved that they do concur therewith and ordered that it be sent to the Commons.

Recd. from the Commons a letter from Richard Dobbs Spaight, Esquire, informing the General Assembly of his acceptance of the appointment for Delegate for this State in Congress, which was read & filed.

On motion, ordered that Mr. Forster have leave of absence after tomorrow.

Recd. from the Commons a bill to vest the Courts of the several Counties in this State with power to call to account, as therein mentioned, the Commissioners of confiscated property for their respective Counties. Endorsed in the House of Commons 10 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

General Jones moved for leave and presented a bill to prevent vexatious suits & to confirm the rights and titles of sundry citizens therein mentioned, which was read the first time, passed and sent to the Commons.

Recd. from the Commons a bill for the promotion of learning in

the District of Wilmington. Endorsed in the House of Commons 10 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was amended by consent of the House of Commons, passed and ordered to be engrossed.

Recd. also the last report of the joint Committee on the account of Colonel Polk for which he has no vouchers. Endorsed in the House of Commons 10 May, 1783, Concurred with.

Received from the Commons the Bill to suspend the operation of Executions for the time therein mentioned. Endorsed in the House of Commons 10 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

On motion, agreed that the Petition of Samuel Clark be recommitted and that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

It is the opinion of this House that the Petition of Samuel Clark, already reported on, be recommitted, to which end we have appointed General Rutherford, Mr. Coor, Mr. McCawley and Mr. Armstrong a Committee.

Adjourned until Monday morning 6 o'clock.

MONDAY, 12 May, 1783.

Met according to adjournment.

Read the Memorial and affidavit of John Williams, Esquire, of Caswell County, respecting the loss of his certificate of having attended the last Session of Assembly as a member for the County aforesaid, which was ordered to be referred to the Committee to whom was referred the Petition of John Simpson, Esquire.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We agree to recommit the Petition of Samuel Clark. The Gentlemen appointed by this House are Mr. Gillispie, Hawkins, Whitfield, Thomas & Whitaker.

Recd. from the Commons the Petition of Mrs. Eleanor Carothers, endorsed in that House 10 May, 1783, read and referred to

Mr. Avery, Mr. Phifer, Dr. Newnan, Mr. Turner, Mr. Bond, Mr. Wilson, Mr. Chiles and Mr. Bryan.

Recd. from the Commons a Message from His Excellency the Governor, endorsed in that House 10 May, 1783, read and referred to the Committee appointed to ascertain and report what salaries shall be allowed to the Commissary General, &c., which being read was referred as by the House of Commons.

Recd. from the Commons a bill to keep open Roanoak River for the passage of fish up the same and for other purposes therein mentioned. Endorsed in the House of Commons 9 May, 1783, Read the second time, amended and passed.

This bill being taken out by Col. Haynes and amended, was returned, read the second time with the amendments, passed and sent to the Commons.

Recd. also a resolve allowing the Auditors and Clerk of the Hillsborough Board certain sums therein specified for their services as such, which being read was concurred with and sent to the Commons.

Read the Memorial of the Honl. Richard Caswell, Esquire, which was ordered to be referred to the Committee to whom was referred the Memorial of Richard Henderson and Company.

Recd. from the Commons a bill to revise and amend an act entituled an act for the regulation of the town of Wilmington. Endorsed in the House of Commons 12 May, 1783, Read the first time and passed.

Ordered that this bill be laid over until the first day of October next and that it be then read.

Recd. also a bill to authorize Theophilus Evans to receive toll at Rock-Fish Bridge by him built in Bladen County. Endorsed in the House of Commons 12 May, 1783, Read the first time and passed.

Ordered that this bill be laid over in like manner as the one last mentioned.

Recd. likewise a bill for appointing the several persons therein named to lay out streets in upper Campbelton in Cumberland County and for the future regulation of the said town, and for giving a further time for saving Lots in the lower town, and also for altering the name of Campbelton to Fayetteville. Endorsed in the House of Commons 12 May, 1783, Read the first time and passed.

Ordered that this bill be laid over until the first day of October next and that it be then read.

Recd. from the Commons the bill for facilitating the navigation & regulating the pilotage of the several ports of this State. Endorsed in the House of Commons 12 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be engrossed.

Recd. from the Commons the Memorial of John Williams, Esquire. Endorsed in the House of Commons 12 May, 1783, referred as by the Senate.

Recd. also the Memorial of the Honl. Richard Caswell, Esquire. Endorsed in the House of Commons 12 May, 1783, Referred as by the Senate.

Recd. from the Commons a bill for levying a tax on every hundred pounds value of taxable property in the County of Lincoln for building a Court House, Prison and Stocks for the use of said County. Endorsed in the House of Commons 12 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the House of Commons.

Recd. from the Commons a resolve allowing James Coor, Esquire, a certain sum therein mentioned for his services as Auditor of the New Bern Board in April and May, 1781, which being read was concurred with and returned to the Commons.

Recd. also an account of disbursements of the Auditors of Wilmington District, endorsed in the House of Commons 12 May, 1783, read and referred to the Committee to whom was referred the accounts of the late Governors, &c., which being read was referred as by the House of Commons.

Read the Memorial of Peter and Constantine Perkins, which was ordered to be referred to the Committee appointed to take under consideration the Petition of John Wilcox.

General Henry William Harrington, the member for the County of Richmond, appeared, presented his certificate, qualified agreeable to law and took his seat.

Mr. Coor and Mr. Ramsey, from the joint Balloting for the two Councillors of State remaining yet to be chosen, reported that hav-

ing executed that appointment, on summing up the ballots it appeared that Robert Burton and the Marquis of Bretigny were elected by a majority of both House.

The House taking this report into consideration, resolved that they do concur therewith.

On motion, ordered that Mr. Johnson, Mr. Armstrong and Mr. Bruce be added to the Committee to whom was referred the Petition of John Wilcox & that the Commons have notice hereof.

Read the Memorial of Charles Alexander, late a Lieutenant of the North Carolina line, which was ordered to be referred to the Committee appointed to consider of the Petition of Matthew Ramsey.

Recd. from the Commons the bill for appointing Commissioners to take into their possession sundry articles of public property & to secure them from embezzlement and further waste. Endorsed in the House of Commons 12 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time & ordered to be engrossed.

Recd. from the Commons the Memorial of Peter and Constantine Perkins. Endorsed in the House of Commons 12 May, 1783, Read and referred as by the Senate.

Recd. from the Commons a bill to repeal all acts and statutes and parts of acts and statutes that may operate against the intention of the fourth and sixth articles of the Treaty of Peace between Great Britain and the United States of America, so far as such acts and parts of acts tend to prevent the execution of the said Articles. Endorsed in the House of Commons 12 May, 1783, Read the first time and passed.

Ordered that this bill lie over until the first day of October next & that it be then read.

Recd. also a bill for altering the time of holding the annual Assemblies and directing the manner of electing annual officers for the succeeding year. Endorsed in the House of Commons 12 May, 1783, Read the first time and passed.

Ordered that this bill lie over in like manner as the one last mentioned.

Mr. Coor moved for leave and presented a bill authorizing James Davis, Esquire, to revise, print and publish all the Laws now in force and use in this State, for appointing a public printer and other purposes, which was read the first time, passed and sent to the Commons.

Recd. from the Commons the bill for opening the land office for the redemption of specie certificates and discharging the arrears due to the Army. Endorsed in the House of Commons 12 May, 1783, Read the third time, amended and passed.

Ordered that this bill be laid over until tomorrow morning & that it be then read the third time.

Whereas, it hath been represented to this Assembly that a House or Houses belonging to Mrs. Elizabeth Rhodes of Onslow County, hath been impressed or used by the Commissioners of specific supplies in the said County for the years 1780, 1781 and 1782, and by the Collector of Specific articles for the forces of the last year as a public store, and no allowance or satisfaction has been made her for the same,

Resolved, that the value of the said House or Houses so used for the reception of public stores for the time aforesaid be ascertained on the oath of two credible freeholders, certified by a Justice of the Peace, and thereupon such value be paid by the said County Commissioner of specific supplies for the last year out of such supplies & that he be allowed for the same in the settlement of his Accounts with the public.

Recd. from the Commons the Memorial of His Excellency Alexander Martin, Esquire, endorsed in the House of Commons 12 May, 1783, referred to the Committee to whom was referred the Memorial of Matthew Ramsey, which being read was referred as by the Commons.

Recd. also a Petition from sundry of the Inhabitants of the Haw Fields, praying that the conduct of Mr. John Steel, as Justice of the Peace, be enquired into, endorsed in the House of Commons 12 May, 1783, read and referred to a joint Committee, the Members chosen, Mr. Lock, Mr. Hawkins, Mr. Harget and Mr. Bloodworth, which being read was referred to Genl. McDowell, Mr. Hill, Gen. Harrington & Mr. Moore.

On motion, agreed that Mr. J. A. Campbell have leave of absence during the remainder of this session.

Read the Petition of Abraham Rees. Ordered that the same be referred to the Court of Rowan County.

Recd. from the Commons a bill for altering the times of holding the County Courts of Pleas and Quarter Sessions in the Counties of Caswell, Warren and Edgecomb. Endorsed in the House of Commons 12 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be engrossed.

Adjourned until tomorrow morning 6 o'clock.

TUESDAY, 13 May, 1783.

Met according to adjournment.

Mr. Coor moved for leave and presented a bill for appointing agents and holding Treaties with the Cherokee Indians, which was read the first time, passed and sent to the Commons.

Colonel Irwin moved for leave and presented a bill to prevent all persons who have withdrawn themselves from this or the United States, and all persons who have gone over to the Enemy or taken any active part with the Enemy, from holding any office of Trust or profit in this State, which was read the first time, passed and sent to the Commons.

Recd. from the Commons the resignation of John Steel as Justice of the Peace for Orange County, accepted by that House, which being read was likewise accepted by this House.

On motion, resolved that the Commissioners for laying out the lands granted by the General Assembly to the Officers and Soldiers on the Western Waters be directed to make a report of their proceedings to the General Assembly, and at the same time to attend themselves in order to explain the same and give such further information as may be necessary.

Ordered that this resolve be sent to the Commons for Concurrence.

Recd. from the Commons the Report of the joint Committee on the Petition of John Fleetwood, endorsed in the House of Commons 13 May, 1783, read and concurred with, which being read was also concurred with by this House and returned to the Commons.

Recd. from the Commons a bill to amend an act entituled an act for the regulation of the town of Edenton. Endorsed in the House of Commons 13 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Recd. also a bill for extending the dividing line between the Counties of Burke & Rutherford. Endorsed in the House of Commons 13 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the second time & sent to the House of Commons.

Recd. from the Commons a bill to vest certain lands in Richard Henderson & others. Endorsed in the House of Commons 13 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was amended, passed the third time & sent to the Commons.

Recd. also a bill authorizing James Davis, Esquire, to revise, print and publish all the laws now in force and use in this State, for appointing a public printer and other purposes. Endorsed in the House of Commons 13 May, 1783, Read the first time and passed

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Read the Petition of William Field, which was ordered to be referred to the Court of Randolph County.

Recd. from the Commons the resolve of this House in favour of Mrs. Elizabeth Rhodes of Onslow County. Endorsed in the House of Commons 12 May, 1783, Read and concurred with.

Recd. also the Memorial of Charles Alexander. Endorsed in the House of Commons 12 May, 1783, Referred as by the Senate.

Recd. likewise the Petition of Abraham Rees. Endorsed in the House of Commons 13 May, 1783, Referred as by the Senate.

Recd. from the Commons the resolve of this House requiring the Commissioners for laying out the lands granted by the General Assembly to the Officers and Soldiers to make report, &c. Endorsed in the House of Commons 13 May, 1783, Read and concurred with.

Recd. also the report of the Committee to whom was referred the settlement of the accounts of the Marquis of Bretigney, late agent for this State, endorsed in the House of Commons 13 May, 1783, read and concurred with, which being read was concurred with by this House & returned to the Commons.

On motion, agreed that the determination of this House for deferring the reading the bills for appointing the several persons therein

named to lay out streets in upper Campbelton, in Cumberland County, and for the future regulation of said town and for giving a further time for saving Lotts in the lower town, and also for altering the name of Campbelton to Milton be rescinded, whereupon ordered, that this bill be read. The same being read was amended, passed the first time and sent to the Commons.

Recd. from the Commons a bill to impower the justices of the Inferior Courts to appoint a County attorney and Solicitor to prosecute for the State in the Inferior Courts and for the purposes of appointing a salary & the Fees of the Attorney and Solicitor & for other purposes. Endorsed in the House of Commons 13 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. also the bill to vest the title of certain lands in Duplin County in Jos. Herring. Endorsed in the House of Commons 13 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Read the Memorial of Thomas Wade, Esquire, which was ordered to be referred to the Committee to whom was referred the Memorial in behalf of Richard Henderson and Company.

Recd. from the Commons a bill to prevent vexatious suits & to confirm the rights and titles of sundry citizens therein mentioned. Endorsed in the House of Commons 12 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

Recd. also a bill for repealing two acts of the General Assembly. Endorsed in the House of Commons 13 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the second time and sent to the Commons.

On motion, agreed that John Williams, Esquire, have leave of absence after this day during the remaining part of this session.

Recd. from the Commons a bill to amend an act entituled an act for the relief of the Officers and Soldiers of the Continental line & for other purposes. Endorsed in the House of Commons 10 May, 1783, Read the second time, amended and passed.

Ordered that this bill lie over until tomorrow and that it be then read the second time.

Read the Petition of William Murphy, which is ordered to be referred to the Committee appointed to report on the Petition of John Simpson, Esquire.

Recd. from the Commons the bill concerning lands which have become the property of this State by the possessors of the same, in fee or otherwise, dying and leaving no legal representative, but such, if any, are subjects of the King of Great Britain, and for collection of debts due by bond, Mortgage or otherwise to such whose property have been confiscated to the use of this State & other purposes. Endorsed in the House of Commons 13 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the third time and sent to the Commons.

On passing this bill a motion was made and seconded that the bill be rejected. This being objected to the question was put and carried in the negative.

Then on motion of Mr. Coor, ordered that the yeas and nays be taken, which were as follows, vizt.: For the passage of the bill, Messrs. Harris, McDowell, Armstrong, Ramsey, Griffin, William Moore, Kenan, Rutherford, Dougan, Mooring, Edwd. Moore, Ferebee, Spicer, Brown, Bruce, Haynes, Irwin and Martin—18. Against the bill, Messrs. McCawley, Battle, McCullock, Coor, Hunter, Lane, Johnson, Gregory, Adkins, Easton, James Campbell, Hill, Everagen, Wade, Jones and Harrington—16. So the bill was passed.

Recd. from the Commons the Memorial of Thomas Wade, Esquire. Endorsed in the House of Commons 13 May, 1783, Read and referred as by the Senate.

Recd. also the Memorial and Petition of Williams Fields. Endorsed in the House of Commons 13 May, 1783, Read and referred as by the Senate.

Adjourned until tomorrow morning 6 o'clock.

WEDNESDAY, 14 May, 1783.

Met according to adjournment.

Recd. from the Commons the bill for appointing the several persons therein named to lay out Streets in upper Campbelton in Cumberland County, and for the future regulation of said town

and for giving a further time for saving Lots in the lower town, and also for altering the name of Campbelton to Milton. Endorsed in the House of Commons 13 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. also the Petition of Mr. William Murphy. Endorsed in the House of Commons 13 May, 1783, Read and referred as by the Senate.

The order of the day, for reading for the second time the bill to amend an act entituled an act for the relief of the officers & Soldiers of the Continental line and for other purposes, being read was postponed until 4 o'clock this evening.

Recd. from the Commons the bill for emitting £100,000 in paper currency for the purposes of Government for 1783, for the redemption of paper currency now in circulation, and for advancing the Continental Officers & Soldiers part of their pay & subsistence, and for levying a tax and appropriating the confiscated property for the redemption of the money now to be emitted. Endorsed in the House of Commons 13 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. from the Commons the following resolve, vizt.:

Resolved, that the thanks of the General Assembly be presented to the Honourable the Speakers, to the Honourable Hugh Williamson and William Blount, Esquires, for their having so timely and fully expressed the sense of the Citizens of this State in their address presented to His Excellency the Chevalier De la Luzerne, Minister of France, on the auspicious birth of the Dauphin. This resolve being read was unanimously concurred with and returned to the Commons.

Recd. from the Commons the representation of the Honourable Richard Caswell, Esquire, Comptroller General of this State, endorsed in the House of Commons 14 May, 1783, read and referred to Mr. Person, Mr. Blount, Mr. Galloway & Mr. Bloodworth, which being read was on the part of this House referred to Col. Hill, Genl. Rutherford & Mr. McCullock.

Read the Memorial of Daniel Wilson, Esquire, which was ordered to be referred to the Committee appointed to take under consideration His Excellency the Governor's Memorial.

Recd. from the Commons the bill to repeal an act entituled an act for appointing naval Officers at the different ports of this State and directing their duty in office and for other purposes; and to revive and amend an act entituled an act for appointing naval officers at the different Ports of this State and directing their duty in office. Endorsed in the House of Commons 13 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read the second time was rejected.

Recd. also the bill authorizing James Davis, Esquire, to revise, print and publish all the Laws now in force and use in this State, for appointing a public printer and other purposes. Endorsed in the House of Commons 13 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the third time and sent to the Commons.

Recd. likewise the bill to prevent vexatious suits & to confirm the rights and titles of sundry Citizens therein mentioned. Endorsed in the House of Commons 14 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was amended, passed the third time & sent to the Commons.

Recd. also a bill for extending the dividing line between the Counties of Burke & Rutherford. Endorsed in the House of Commons 14 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was amended, passed the third time & sent to the Commons.

Recd. likewise a bill for repealing two acts of the General Assembly. Endorsed in the House of Commons 13 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time and ordered to be Engrossed.

Recd. also a bill for appointing an agent and holding a Treaty with the Cherokee Indians. Endorsed in the House of Commons 14 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

On motion, ordered that Genl. Jones, Col. Hill, Col. Everagen, Genl. Harrington and Col. Martin be a Committee on the part of this House to confer with the Commissioners appointed by Act of Assembly for laying off lands for the Continental Officers, &c.; that they make report of such Conference and that the Commons have notice thereof.

Recd. from the Commons the bill to vest the title of certain lands in Duplin County in Joseph Herring. Endorsed in the House of Commons 14 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was passed the third time and ordered to be engrossed.

Recd. also a bill to enable the Judges of the Superior Courts of Law and Equity to review the Judgments had in the several County Courts against estates supposed to be confiscated, and to confirm or invalidate the same agreeable to Law and to cause restitution to be made. Endorsed in the House of Commons 14 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was rejected.

Recd. from the Commons the Petition of Archibald McKay, endorsed in the House of Commons 14 May, 1783, read and referred to General Bryan, Mr. Geddy, Mr. Winslow and Mr. Hawkins, which being read was on the part of this House referred to General Harrington, Mr. Moore, Mr. Irwin, Mr. Wade and General McDowell.

On motion, agreed that the Honourable the Speaker of this House sign and ratify the bill for the establishing a scale of depreciation, with a provision for suits commenced, for paper currency & for suspending the operation of the Laws therein mentioned, which was accordingly done.

Recd. from the Commons two messages of this date from His Excellency the Governor, accompanied by letters from General Greene and the Delegates from this State in Congress, together with a return of confiscated property sold in this State, which were read and returned.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We have directed our Clerk to make out the estimate of allowances, including Saturday next, and propose 20/. per day for the members' attendance and the same sum to those who attended in November and January last.

The House taking this proposition into consideration, resolved that they do concur therewith, whereupon ordered, that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We consent that the estimate be made up to Saturday next, inclusive, and agree to proposition as to the allowance of 20/. per day.

Recd. from the Commons a resolve for rescinding a resolution of the General Assembly of the 5th Inst., respecting the calling a Court Martial to determine on the facts stated in the proceedings of a Court Martial lately held for the tryal of Col. James Blount of Chowan County, which being read was concurred with and returned to the Commons.

Recd. also the Memorial of David Wilson, Esquire. Endorsed in the House of Commons 14 May, 1783, Referred as by the Senate.

Adjourned until tomorrow morning 6 o'clock.

THURSDAY, 15 May, 1783.

Met according to adjournment.

On reading the Memorial of Thomas Mulholland, Resolved, that His Excellency the Governor be requested to grant a warrant on the Treasurer in favour of Thomas Mulholland for such sum as may appear to be due him for the surveying of sundry public Lotts in the Town of Hillsborough.

Agreeable to order, the bill to amend an act entituled an act for the relief of the Officers and Soldiers of the Continental line and for other purposes was read the second time, amended, passed and sent to the Commons.

Recd. the bill for dividing Duplin County. Endorsed in the House of Commons 14 May, 1783, Read the second time, amended and passed.

Ordered that this bill lie over until the first day of October next.

Recd. likewise the bill for appointing an agent and holding a

Treaty with the Cherokee Indians. Endorsed in the House of Commons 14 May, 1783, read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the third time and sent to the Commons.

Recd. from the Commons a resolve allowing Waightstill Avery, Esquire, a certain sum therein mentioned for services as Attorney General for this State, which being read was concurred with and returned.

General Rutherford, from the Committee to whom was referred the Memorials of His Excellency Alexander Martin, Esquire, & David Wilson, Esquire, reported as followeth, vizt.:

That it is the opinion of your Committee that they be allowed each Two thousand acres of land, as promised them for their services by his Britannic Majesty by Proclamation, and that they shall receive grants for the aforesaid quantities adjacent to the lands reserved for the Officers and Soldiers of the Continental Army, and that the same mode for obtaining titles for the same be observed as is pointed out for the Continental Army to obtain title to their lands. All of which is submitted.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, concurred therewith and ordered that it be sent to the Commons.

Recd. from the Commons a Bill for opening the land office, for the redemption of specie and other certificates & discharging the arrears due to the army. Endorsed in the House of Commons 12 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time and ordered to be engrossed.

Recd. also a bill for appointing the several persons therein named to lay out Streets in upper Campbelton in Cumberland County, and for the future regulation of said town & for giving a further time for saving Lotts in the lower town, and also for altering the name of Campbelton to Fayetteville. Endorsed in the House of Commons 14 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time and ordered to be Engrossed.

Recd. from the Commons the resolve of this House in favour of Thomas Mulholland. Endorsed in the House of Commons 15 May, 1783, Read and concurred with.

Recd. also the bill of pardon and oblivion. Endorsed in the House of Commons 15 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

Recd. likewise a bill to erect a County adjoining the line of Virginia, including a part of Cumberland River. Endorsed in the House of Commons 15 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was amended, passed the second time and sent to the Commons.

On motion, ordered that Col. Irwin, Col. Brown, Major McCawley & Mr. Bruce be added to the Committe to whom was referred the Petition of Mr. William Courtney & that the Commons have notice hereof.

Recd. from the Commons the report of the joint Committee on the Memorials of His Excellency Alexander Martin, Esquire, and David Wilson, Esquire. Endorsed in the House of Commons 15 May, 1783, Read and concurred with.

General Rutherford, from the Committee to whom was referred the Memorial of Peter and Constantine Perkins, reported as followeth, vizt.:

That they have had the same under consideration and it is the opinion of your Committee that the building and finishing of the Iron Works on Troublesome Creek, in Guilford County, will be of great advantage to the public, and think it reasonable that twelve hundred and eighty acres of land, including the said works and oar banks and any number of hands not exceeding fifty, be exempt from taxes for the space and term of three years, to commence in the year 1784. All of which is submitted.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, resolved that they do concur therewith and ordered that it be sent the Commons.

Recd. an account of Nicholas Long, Esquire, as deputy Quartermaster General, against the United States. Ordered that the same

be referred to a joint Committee, the members chosen, Mr. Coor and Mr. Ramsey, & that the Commons have notice hereof.

On motion, resolved that Colonel Long, Major Doherty and Captain Read, Commissioners for the Officers and Soldiers of the Continental line be requested to inform the Officers and Soldiers of the Continental line that the General Assembly have adopted such modes for payment of part of what is due to them as the necessities of the State and the present deranged situation of our affairs would admit of, that the Assembly are highly sensible of the merit of the officers and Soldiers and intend faithfully to fulfil the engagements of the State, therefore hope they will rest satisfied until the situation of affairs and a proper arrangement of Finances shall enable them to discharge the arrears which may remain due, with interest of the balance at the end of each year from the commencement of their respective services.

Ordered that this resolve be sent to the Commons for concurrence.

Recd. from the Commons the bill for emitting £100,000 in paper currency for the purposes of Government for 1783, for the redemption of paper currency now in circulation and for advancing the Continental Officers and Soldiers part of their pay and subsistence, and for levying a tax and appropriating the confiscated property for the redemption of the money now to be emitted. Endorsed in the House of Commons 15 May, 1783, Read the third time, amended and passed.

Ordered that this bill lie over until tomorrow morning 9 o'clock and that it be then read the third and last time.

Read a report of the Auditors of the District of Halifax respecting the accounts of Josias Crump, Commissioner of specific supplies for the County of Northampton, whereupon resolved, that the auditors for the District of Halifax settle and finally adjust the accounts of Mr. Josias Crump and make allowances for provision as shall appear to them to have been unavoidably taken or destroyed by the Enemy or other evil disposed persons.

Recd. from the Commons the accounts of Nicholas Long, Esquire, D. Q. M. G., against the United States. Endorsed in the House of Commons 15 May, 1783, Referred to a joint Committee.

Adjourned until tomorrow morning 6 o'clock.

FRIDAY, 16 May, 1783.

Met according to adjournment.

Recd. from the Commons a resolve respecting the endorsement to be made on the certificates of allowance to be granted the members of this Assembly, which being read was concurred with and returned.

Recd. from the Commons a message from His Excellency the Governor. Endorsed in the House of Commons 16 May, 1783, read and referred to a joint Committee, the members chosen, Mr. Blount, Mr. Galloway, Genl. Bryan & Mr. Person, which being read was by this House referred to General Rutherford, Mr. Johnson, Genl. Harrington, Mr. McCullock, Genl. Jones & Mr. Ramsey.

Read the account current of Benjamin Shepperd, Superintendent Commissioner of confiscated property in the district of New Bern. Ordered that it be referred to the Committee to whom was referred the Message from His Excellency the Governor, above alluded to.

Recd. from the Commons the report of the joint Committee on the Petition of William Murphy, endorsed in the House of Commons 16 May, 1783, concurred with, which being read was concurred with by this House and returned to the Commons.

Recd. from the Commons a resolve in favour of Peter and Constantine Perkins, Owners of the Iron Works in Guilford County, which being read was concurred with and returned.

Recd. also a resolve setting apart the 4th day of July next as a day of Thanksgiving, which being read was concurred with.

Recd. likewise the resolve of this House requesting Col. Long & others, Commissioners for the officers of the Continental line, to inform and make report to such officers as therein mentioned. Endorsed in the House of Commons 15 May, 1783, Concurred with.

Read the Memorial of Abishai Thomas, Esq., which was ordered to be sent the Commons with the following message:

Mr. Speaker and Gentlemen:

With this you will receive the Memorial of Mr. Abishai Thomas, which has induced this House to be of opinion that he be allowed a like quantity of land with a Lieut. Col. in the line.

Recd. from the Commons the resolve of this House directing the Auditors of the District of Halifax as to the settlement of the accounts of Mr. Josias Crump of Northampton County. Endorsed in the House of Commons 16 May, 1783, Concurred with.

Recd. from the Commons a bill to erect a County adjoining the Line of Virginia, including a part of Cumberland River. Endorsed in the House of Commons 16 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time and ordered to be engrossed.

Recd. also a resolve appointing an Auditor for the District of Wilmington in the stead of Mr. John King, who has removed; also a resolve directing Messrs. Mayhol and Shellebec, Merchants of New Bern, to deliver the powder therein mentioned to the Marquis of Bretigney, in part payment of his claim on the State as late agent to the Island of Martinique, and likewise a resolve impowering the Governor for the time being to grant a caveat to John Swink and on application to other Moravians, Quakers, Mennonists & non-jurors, which being severally read were concurred with and returned to the Commons.

General Rutherford from the Committee to whom was referred the Memorial of the Executors of Colonel William Lee Davidson, deceased, reported as followeth, vizt.:

That on examining the several accounts of said deceased we find the sum of seven Hundred & thirty-six pounds seven shillings is justly due to the said deceased's estate from the United States and a further sum of Two hundred and Ninety-seven pounds is due from this State,

Whereupon your Committee report as their opinion that His Excellency the Governor draw a warrant in favour of William Sharpe & John Dickey, Executors of Colonel William Davidson, for the payment of the sum of Two hundred and fifty-eight pounds seven shillings, being the one-fourth of the sum due the estate of said deceased, agreeable to act of Assembly directing the mode of paying the Officers of the Army and that His Excellency the Governor draw a further warrant on the Treasurers or either of them for the sum of seven Hundred & seventy-five pounds, payable to the said John Dickey and William Sharpe, Executors as aforesaid, bearing interest until paid.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, resolved that they do concur therewith and ordered that the same be sent to the Commons.

Recd. from the Commons the report of the Committee to whom was referred the Memorial of the Executors of Colonel William Lee Davidson, deceased. Endorsed in the House of Commons 16 May, 1783, concurred with.

Recd. also a resolve in favour of Sergeant Morrison, also a resolve in favour of James Malloy, both of which being read were concurred with and returned.

Recd. from the Commons the report of the joint Committee on the accounts of Col. Nicholas Long, endorsed in that House 14 May, 1783, rejected, accompanied by a resolve of that body in favour of Col. Long, which being read was concurred with and returned to the Commons.

Recd. from the Commons the report of the Committee on the accounts of General Harrington. Endorsed in the House of Commons 16 May, 1783, Read and concurred with. The same being read was concurred with by this House and returned to the Commons.

Recd. from the Commons a bill for allowing salaries to the Governor, Secretary and other Officers of State & for other purposes. Endorsed in the House of Commons 14 May, 1783, Read the second time, amended and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Recd. also the Memorial of Messrs. Absalom Tatom & Anthony Bledsoe, Commissioners, &c., endorsed in the House of Commons 16 May, 1783, read and referred to the Committee appointed to confer with the Commissioners & to receive their report, which being read was by this House referred as by the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We propose balloting at six o'clock this evening for an Entry Taker for the Western Lands, & put in nomination Col. Armstrong, Doctor Burke, Col. William Shepperd, Col. Phil. Hawkins and Col. William Polk.

Ordered that the following message be sent the Commons:

Mr. Speaker and Gentlemen:

We agree to your proposition as to balloting at 6 o'clock this evening for an Entry taker, propose that this business be done at the Court House & have appointed Mr. Coor and Mr. Ramsey to superintend the same.

Recd. from the Commons a bill to vest the Courts of the several Counties in this State with the power to call to account, as therein mentioned, the Commissioners of confiscated property or other Officers for their respective Counties. Endorsed in the House of Commons 14 May, 1783, Read the second time and passed.

Ordered that this bill be read. The same being read was passed the third time and sent to the Commons.

Recd. also the bill to prevent all persons who have withdrawn themselves from this or the United States, & all persons who have gone over to the Enemy or taken an active part with the Enemy, from holding any office of profit or Trust in this State. Endorsed in the House of Commons 13 May, 1783, Read the first time and passed.

Ordered that this bill be read. The same being read the second time was rejected.

General Rutherford, from the Committee to whom was referred the Representation of the Honorable Richard Caswell, Esquire, Comp. Genl., reported as followeth, vizt.:

That it is the opinion of the Committee that the Comptroller be directed to allow Thomas Polk the prices allowed by Congress for all the articles by him furnished for the use of the Army, and on such purchases to make him an allowance of two per cent. (and nothing on issues), and that the charges for the services of Doctor Brevard appear to be such as are justified by the resolutions of Congress. All which is humbly submitted.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, resolved that they do concur therewith & ordered that it be sent to the Commons.

On motion, ordered that the Comptroller be directed to settle & adjust the accounts of Samuel Caswell, who acted as a Commissary at Kingston, and allow him the sum of eight pence specie for each ration it may appear on oath he hath issued or furnished at the post for or on account of this or the United States.

Recd. from the Commons the bill for remitting £100,000 in paper currency for the purposes of Government for 1783, for the redemption of paper currency now in circulation & for advancing the Continental Officers and Soldiers part of their pay and subsistence & for levying a tax & appropriating the confiscated property for the redemption of the money now to be emitted. Endorsed in the House of Commons 15 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time and ordered to be engrossed.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

Mr. Blount, Mr. Winslow and Mr. Galloway will act with the Gentlemen by you appointed to confer with the Commissioners for laying out lands for the Continental Officers, &c.

General Rutherford, from the Committee to whom was recommitted the Memorial of Samuel Clark, reported as followeth, vizt.:

That it appears to your Committee that the said Clark was possessed of an indebted certificate amounting to thirty-five dollars & three-fourths of a dollar, which said certificate it appears to your Committee was taken by the Enemy and we suppose destroyed. Therefore your Committee are of opinion that a new certificate may issue for the above sum to the said Clark.

All which is submitted.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, resolved that they do concur therewith.

Mr. Coor and Col. Ramsey, from the joint balloting for an Entry Taker, reported that having executed the business of their appointment, on summing up the ballots it appeared that Hugh Armstrong, Esquire, was chosen for that purpose.

The House taking this report into consideration, resolved that they do concur therewith.

Adjourned until tomorrow morning 9 o'clock.

SATURDAY, 17 May, 1783.

Met according to adjournment.

Recd. from the Commons the bill of pardon and oblivion. Endorsed in the House of Commons 16 May, 1783, Read the third time, amended and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time and ordered to be Engrossed.

General Rutherford, from the joint Committee to whom was referred the Memorial of Charles Alexander, reported as followeth, vizt.:

That the Continental Officers shall be allowed the following prices for the whole or any part of the clothing promised by the State by a Resolution of General Assembly held at Halifax in February, 1779, at the following rates: For a hat £3, a Coat £7, two Jackoats £3 4/., Two pair of breeches £4, Four pair stockings £3 12/., One pair Boots £2, Four Shirts £6, Four Handkerchiefs £1 4/., Four stocks £1 1/. 4d., Two pair of shoes £1 4/., £33 9/. 4d., amounting in the whole to thirty-three pounds nine shillings & four pence specie, and as it appears to your Committee, that the Memorialist has not received any part of the clothing allowed by the said resolution, that he is now entitled to the sum we have ascertained. All of which is submitted.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, resolved that they do concur therewith and ordered that it be sent to the Commons.

Recd. from the Commons a resolve in favour of John Archibald, which was read, concurred with and returned.

Recd. also a resolve in favour of the Salisbury upper Board of Auditors, which being read was concurred with and returned.

General Rutherford, from the Committee appointed to take into consideration His Excellency the Governor's message respecting confiscated property, reported as followeth, vizt.:

That they are of opinion that the act directing the sale of Samuel Cornell's House is a special law for a particular purpose, and that the Superintendent Commissioner was obliged to sell for hard money, and is therefore accountable for the balance that appears to

remain in his hands; the payment made to the Treasury in officers' certificates by no means answered the intention of the Law. Your Committee further report that they are of opinion that a summary mode of procedure ought to be adopted against all delinquent Commissioners by giving ten days' notice & the same proceedings as were formerly had & used against sheriffs who delayed or refused payment. All which is submitted.

GRIFFITH RUTHERFORD, Ch.

The House taking this report into consideration, resolved that they do concur therewith and ordered that it be sent to the Commons.

Read an account of John Wilcox for sundries furnished for the use of the public,

Whereupon resolved, that John Wilcox be allowed the sum of three hundred & fifty-six pounds Eighteen shillings & six pence specie, that the Treasurers or either of them pay him the same and be allowed therefor in settlement with the public.

Ordered that this resolve be sent to the Commons for concurrence.

Recd. from the Commons a message from His Excellency the Governor, with a resolve of that body directing the Clerks of the Assembly to lay before the Governor the Acts & Journals of this session, which being read was agreed to.

Recd. from the Commons the resolve of this House in favour of John Wilcox, the report of the Committee to whom was referred the Governor's Message on Confiscation, the report of the Committee on the Memorial of Charles Alexander and the report on the Memorial of Samuel Clark, respectively. Endorsed in the House of Commons 17 May, 1783, Concurred with.

Recd. also the bill to amend an act entituled an act for the relief of the Officers and Soldiers of the Continental Line & for other purposes. Endorsed in the House of Commons 17 May, 1783, Read the third time and passed.

Ordered that this bill be read. The same being read was amended by consent of the Commons, passed the third time and ordered to be Engrossed.

On motion, resolved that the Petition of Mrs. Eleanor Carothers be referred to the Consideration of the Court of Mecklenburg County,

and that the said Court enquire if John Carothers, her husband, hath not absconded and departed this State, or does not come within the meaning of an act for the restraint of vagrants, and to proceed accordingly, and so to secure any property belonging to the said John Carothers, lying within the limits of the said county, that the same may be applied to the use and maintenance of the said Eleanor Carothers and her children until further provision be made by Law.

Recd. from the Commons a resolve in favour of Daniel Waggoner; a resolve in favour of John Madden; the Report of the joint Committee on the Memorial of John Jones, Guardian to Joseph John Alston, with a resolve of the Commons consequent thereon; a resolve in favour of Alexander Mebane, in consequence of the report of the Committee to whom was referred his Memorial, which being read were respectively concurred with & returned to the Commons.

Recd. the resignation of Thomas Hill, Justice of the Peace for Chatham County, which being read was accepted.

Whereas, the books and papers belonging to the land office within the late district of Earl Granville are scattered throughout the State, & many which are now in the town of Halifax are in a ruinous condition, & whereas the preservation and safe-keeping thereof may sooner or later prove highly beneficial to a great part of the Inhabitants of the Northern part of this State within the district aforesaid, therefore

Resolved, that the Secretary of the State be and he is hereby authorized & impowered to call for and take into his possession & safe-keeping in his office all such books and papers as aforesaid, ready for the inspection and information of any person or persons who have or may hereafter have any business therein or recourse thereto, until the further order of the General Assembly.

Recd. from the Commons a resolve freeing from the penalty inflicted by act of Assembly the Clerk of Beaufort County Court for having failed to make return as by Law required, which being read was concurred with.

Recd. from the Commons the resolve of that body appointing Timothy Bloodworth, Esquire, Commissioner of confiscated property for the district of Wilmington, in the room of Richard Bradley, deceased, which being read was concurred with and returned.

Recd. also a resolve requesting His Excellency the Governor to

communicate to His Excellency the Chevalier de la Luzerne the sense of the people of this Country on the birth of an Heir to the Crown of France, which being read was unanimously concurred with and returned.

Recd. from the Commons the resolve of this House respecting Mrs. Eleanor Carothers. Endorsed in the House of Commons 17 May, 1783, Concurred with.

Recd. also a resolve authorizing the Auditors for the district of Hillsborough to adjust and settle the claims of the Officers of the late State Legionary Corps, which being read was rejected.

Recd. by way of the House of Commons an address from the Commissioners on behalf of the Officers of the North Carolina Line, which being read was ordered to be entered on the Journal as follows:

Recd. from the Commons the report of the Committee to whom was referred the representation of the Comptroller-General on the accounts of Thomas Polk, Esquire. Endorsed in the House of Commons 17 May, 1783, Cond. with.

Recd. from the Commons a resolve of this House respecting the books and papers belonging to the land office within the late district of Earl Granville. Endorsed in the House of Commons 17 May, 1783, Concurred with.

Recd. also a resolve allowing John Hunt and John Haywood, as therein mentioned, for certain public services, which being read was concurred with and returned to the Commons.

On motion, ordered that writs of election issue to the Counties of Greene and Davidson, that the election for the first mentioned County be held on the first Monday and Tuesday in August and for the latter on the second Monday and Tuesday of the same month.

The several bills passed the Legislature by a final reading in each House, were now called for, ratified and sent to the Commons.

On motion, resolved that the thanks of this House be given to the Honorable Mr. Speaker for his great attention and unwearied application to the duties of his high station during the present session of Assembly.

The business of the session being ended, resolved, that the Honourable the Speaker sign the Journal of this House as the Acts of the Senate & that the Clerk attest the same.

On motion, the House adjourned until the first Monday in October next, then to meet agreeable to the vote of the General Assembly at Hillsborough.

By order, RD. CASWELL, Sp.

J. HAYWOOD, Ck.

HOUSE JOURNAL—1783.

HOUSE JOURNAL FROM 18 APRIL, 1783, TO 17 MAY, 1783.

STATE OF NORTH CAROLINA,

IN THE HOUSE OF COMMONS, 18 April, 1783.

At a General Assembly begun and held at Hillsborough on the eighteenth day of April, in the year of our Lord one thousand seven hundred and eighty-three, and in the seventh year of the Independence of the United States of America, it being the first session of this Assembly.

The returning officers for the several and respective Counties certified that the following persons were duly elected to represent the respective Counties and towns in General Assembly the current year, vizt.:

For Anson County,
Beaufort, Thomas Alderson & John G. Blount,
Bertie, William Horn & David Turner,
Brunswick, William Waters & Dennis Hawkins,
Bladen,
Burke, Joseph McDowell & Waightstill Avery,
Craven, William Bryan & William Blount,
Carteret, Enoch Ward & Eli West,
Currituck, Thomas Jervis & Joseph Ferebee,
Chowan,
Camden, Dempsy Sawyer,
Caswell, David Shelton,
Chatham, Matthew Jones & Richard Kennon,
Cumberland,
Dobbs, Richard Caswell, jun., & John Herritage,
Duplin, Richard Clinton & J. Gillispie,
Edgecombe, Robert Diggs & James Wilson,
Franklin, Simon Jeffreys & Harrison Macon,

Guilford, James Gallaway & John Leak,
Gates, Joseph Riddick & David Rice,
Granville, Thomas Person & Phil. Hawkins,
Halifax, John Whitaker and John Geddy,
Hertford, Lewis Brown & Thomas Brickell,
Hyde,
Johnston, Arthur Bryan & Nathan Williams,
Jones, Frederick Harget & William Randall,
Lincoln,
Martin,
Mecklenburg, David Wilson & Caleb Phifer,
Montgomery,
Nash, Micajah Thomas & John Bonds,
Northampton, James Vaughn & Drury Gee,
New Hanover,
Onslow, Edward Starkey & James Howard,
Orange, Alexander Mebane & Thomas Burke,
Pasquotank, Benjamin Jones,
Perquimans, John Skinner & John Reed,
Pitt, John Jordan & Richard Moy,
Rutherford,
Rowan, Matthew Lock & George H. Barrior,
Randolph, Robert McLean & Jeduthan Harper,
Richmond,
Surry, William Terrill Lewis & James Martin,
Sullivan,
Tyrrell,
Washington, Daniel Kennaday, Joseph Hardin & Landon Carter,
Wayne, Richard McKinney & Needham Whitfield,
Wake, Theophilus Hunter & Hardy Sanders,
Wilkes,
Warren, Joseph Hawkins & John Macon,
Town of Hillsborough, Thomas Farmer,
Edenton, William Cummins,
New Bern, Richard D. Spaight,
Halifax, Henry Montfort,
Wilmington, Archd. Maclaine,
Salisbury, Anthony Newman.

Pursuant to which the following members appeared & were qualified by taking the Oaths by Law appointed for the qualification of members of the General Assembly, subscribed the same and took their seats, vizt.: John Geddy, Drury Gee, Alex. Mebane, Thomas Farmer, Edward Starkey, Henry Montfort, Richard McKinne, Richard Moy, Richard Clinton, Richard Caswell, jun., Needham Whitfield, Matthew Lock, Richard Kinnon, G. H. Berger, Richard D. Spaight, John Skinner, John Bond, Waightstill Avery, Arthur Bryan, Wm. Horn, Wm. Walters, John Herritage, John Whitaker, Thos. Brickell, Robt. Diggs, David Turner, Fred. Harget, Jeduthan Harper, Hardy Sanders, John G. Blount, John Jordon, Wm. Randall, Matt. Jones, Wm. Blount, David Shelton, John Macon, James Wilson, Lewis Brown, J. Vaughan, Danl. Kennady, Wm. Cumming, Benj. Jones, Anthony Newman, Simon Jeffreys, Enoch Ward, Caleb Phifer, Thos. Person, Harrison Macon, James Martin, Joseph Ferebee, Jos. Riddick, David Wilson, Robert McLean, Archd. Maclaine, Wm. I. Lewis, John Leak.

Mr. Person proposed for Speaker Mr. Edward Starkey, who was unanimously chosen and conducted to the Chair accordingly.

On motion, John Hunt was appointed Clerk and John Haywood Assistant. At the same time John Gooding and James Malloy were appointed Doorkeepers.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House, in answer to the message of yours informing us that you are ready to proceed on the public Business, inform you that we are formed and also ready to proceed on the dispatch of public business.

Resolved, that the following rules of decorum be observed during the sitting of this House, vizt.:

1. That no person shall pass between the Speaker and the person then speaking.

2. That no member shall be allowed to speak but in his place, and after rising and addressing himself to the Speaker, shall not proceed until permitted by the Speaker's calling him by name.

3. No person shall stand up or disturb another while he is speaking.

4. That no member shall come into the House or remove from one place to another with his hat on.

5. That no member shall speak more than twice to one question in any debate without leave, unless in a Committee of the whole House.

6. The Speaker ought to be heard without interruption, and when he rises the member up shall sit down.

7. That no person shall be called on for any words of heat but on the day in which they were spoken.

8. Whenever the members are equally divided the Speaker shall determine the question, but not vote on any other occasion.

9. That no member shall depart the service of the House without leave.

10. No question shall be put on any motion made, unless the same is seconded.

11. When two or more members are up together the Speaker shall determine who rose first.

12. Whoever violates any of the above rules shall receive such censure as the House shall direct.

Resolved, that Mr. Person, Mr. Moy, Mr. Lock, Mr. Avery, Mr. Spaight, Mr. Macon, Mr. Ward, Mr. Mebane and Mr. Wilson be a Committee of Privileges and Elections to hear and report on contested and illegal Elections.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the address which accompanies this be presented his Excellency the Governor, and on the part of this House appoint General Rutherford and Mr. Coor to attend him with the same.

At the same time received the address referred to in the above message, which being read was agreed to and Mr. A. Maclaine and Mr. Spaight appointed to wait on His Excellency with the same.

Received from His Excellency the Governor the following messages:

To the Honourable the General Assembly:

GENTLEMEN:

A number of Great events of the most interesting nature to the United States having intervened since the last meeting of the Legislature, I feel myself too much impressed with the General Joy

that must be occasioned to be confined to the dull formality of a message. I therefore propose to wait upon the Honourable the General Assembly and communicate the same in person, and those matters and things I have to lay before them, and for this purpose request the attendance of both Houses in the Conference Chamber tomorrow, or such time as shall be most acceptable to them.

ALEX. MARTIN.

To the Honourable the General Assembly:

GENTLEMEN:

I send herewith the resignation of William Blount, Esquire, late Delegate from this State in Congress.

ALEX. MARTIN.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This accompanies two messages from his Excellency the Governor, addressed to the General Assembly, the one acquainting of the resignation of Mr. Blount, late Delegate from this State in Congress, the other desiring the attendance of both Houses of the General Assembly in Conference, in order that he may in person communicate such matters and things as he may have to inform them of. In consequence thereof, this House agree to receive his Excellency the Governor at the Church at 4 o'clock this evening and desire your concurrence. Mr. Person and Mr. Avery will wait on his Excellency with such of your body as you may appoint to acquaint him that we acceed to his proposal.

The House adjourned till tomorrow morning 9 o'clock.

SATURDAY, 19 April, 1783.

The House met according to adjournment.

Mr. John Jackson and John Aulds, the members for Anson County, appeared, were qualified and took their seats.

Mr. Person presented the Memorial of John Jones, Guardian of Jos. John Alston, son of Jos. John Alston, decd., which being read was ordered to be referred to a joint Committee, the members appointed on the part of this House are Mr. John Macon, Mr. Blount, Mr. Turner, Mr. M. Jones & Mr. Cumming.

Ordered that the said Memorial be sent to the Senate.

Mr. Avery moved for leave and presented a bill for the appraisement of property taken by execution, which was read the first time, passed and sent to the Senate.

Mr. Person, from the Committee of Privileges and Elections, reported as follows:

That it appears to your Committee that the sheriff of the County of Washington, on the evening of the first day of the election, closed the poll by the consent of the candidates present, those two who now contend before your Committee being present and consenting thereto, the sheriff proceeded to have the ballots taken out and numbered, and that Daniel Kennady and Joseph Harden, Esq., had the greatest number of votes to represent the County in this House, and that the Inspectors and Judges of the Election, deeming the same to be finished, refused to give any further attendance.

That it further appears to your Committee that the poll was opened the second day in an irregular manner with other Inspectors and Judges, which has occasioned a double return for the last commoner, to-wit, in favour of Mr. Landon Carter, whose election cannot in the opinion of your Committee be supported on the principles of Law.

It is the opinion of your Committee that Mr. Joseph Harden ought to be admittted to his seat to represent the said County in Commons, which is humbly submitted to the House.

THOMAS PERSON, Ch.

The House taking the said report into consideration, Resolved, that the election of members to represent the County of Washington in this House was altogether illegal, whereupon Resolved, that a writ of election issue to the said County for the election of members to represent the same in the present General Assembly, and that the said election be held on the second Monday and Tuesday in June next.

Mr. Geddy moved for leave and presented a bill for altering the mode of entering up Judgment on Judgment Bonds and making all Bonds and other obligations for debt negotiable and assignable, which was read the first time, passed and sent to the Senate.

Recd. from the Senate a bill to prevent frauds being committed by private gifts, endorsed, read the first time and passed.

Ordered that the said bill be read. The same being accordingly read the first time, passed and sent to the Senate.

Mr. Person, one of the Gentlemen appointed on the part of this House to wait on his Excellency the Governor to acquaint him that the General Assembly had, agreeable to his request of yesterday, agreed to meet him in the conference Chamber and receive from him such matters and things as he had to communicate, reported that they had waited upon him and signified the sense of the Assembly accordingly.

The House adjourned till 4 o'clock P. M.

Met according to adjournment.

Received from the Senate the Memorial of John Jones, endorsed, referred to a Committee, the members chosen, Mr. Ramsey & Mr. Coor.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate appoint Mr. Johnson, Mr. Coor, Mr. Battle, General Rutherford, Genl. Gregory, Mr. McCullock, Mr. Easton, Mr. Brickell and Colonel Harris a Committee, who will act jointly with such of your body as may be appointed to prepare and bring in such bills of a General and public nature as are necessary to be passed into Laws by the present Assembly.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have on their part appointed Mr. Arch. Maclaine, Mr. Avery, Mr. Cumming, Mr. Lock, Mr. Spaight, Mr. W. Blount & Dr. Nunan to act jointly with such Gentlemen as you have appointed to prepare and bring in such bills of a General and public nature as are necessary to be passed into Laws at the present session.

The Senate and Commons in Conference appointed each a member of their body to wait upon his Excellency the Governor and request his attendance in the conference room, in order that he might communicate the several matters and things alluded to in his message of yesterday, whereupon his Excellency, attended by the said Gentlemen, waited upon the General Assembly in conference and addressed them as follows:

Gentlemen of the General Assembly:

Since the last meeting of the Legislature a Train of great and interesting events have intervened in our political system, which, added to those of the preceding year, have under Almighty God led at length the power of the United America to the summit of her wishes. With the highest pleasure I present you with those communications I have been honoured with for your information announcing this important occurrence and the progressive causes previous thereto.

The enemy after reiterated attempts to subjugate the Southern States, baffled and defeated in almost every enterprise, compelled to retire into the circumscribed limits of the garrisons of Charleston and Savannah in despair of continuing a fruitless War, have successively abandoned those posts and withdrawn their army, thereby yielding to the States of South Carolina and Georgia the full possession and sovereignty of all their territories.

The States General of the United Netherlands, viewing with sympathetic eyes the American struggles, congenial late with their own, after receiving many insults from British pride for this their friendly disposition, concluded a treaty of Amity and Commerce with the United States of America by their respective Plenipotentiaries at the Hague on the eighth day of October last. From the Alliance, Friendship and commerce with this nation, whose origin, Religion and Government are so similar to ours, we have the highest expectations that great reciprocal advantages will be derived and a Harmony of Interests cultivated that will frustrate all the efforts of our enemies from disturbing our union and repose. A copy of the ratification of that treaty by Congress, as transmitted to me by his Excellency the President, I do myself the honour to lay before you, and with the highest satisfaction congratulate you thereupon.

With impatience I hasten to communicate the most important intelligence that has yet arrived in the American Continent. His Britannic Majesty having acknowledged the United States of America free, Sovereign and Independent, and for himself, his Heirs and Successors relinquished all Claims to the Government, proprietary and territorial rights of the same, at Paris, the thirtieth of November last, by his Commissioners appointed to treat of Peace with the Commissioners of the United States, though not to

be concluded until terms of Peace should be agreed upon between Great Britain and France, which Peace between Great Britain and France was signed the twentieth day of January last, that renders the former conclusive, as certified by the papers now before you transmitted to me from the Minister of foreign affairs and our delegates in Congress. For this most happy and auspicious event, which involves in it a most precious inheritance for ages and all the blessings that can flow from Independent Empire, with the most lively fervent and heart-felt joy, I congratulate you and thro' you all my fellow-citizens of the State of North Carolina.

Eternal Gratitude is due to the generosity and Magnanimity of the most Christian King, our illustrious ally and the brave and mighty Nation over whom he reigns, for whose prosperity our prayers to the Supreme Ruler of the Universe should not be wanting, for shielding in the hour of distress a people from oppression and supporting the Rights of Humanity, by which the brave and virtuous struggles of the Officers and soldiers of the American army and the persevering fortitude of General Washington this glorious acquisition was gained, as also a period accelerated which the vicissitudes of Nations and all human affairs in the old World long evinced was traveling fast to the new, which once was wished to have been far distant.

On the causes of this great dismemberment of the Empire of Great Britain, by which her first great pillar has been removed and her late mighty fabrick shaken to the centre, may States and Kingdoms look with awe and tremble for themselves.

Nothing now remains but to enjoy the fruits of uninterrupted Constitutional Freedom, the more sweet and precious as the tree was planted by virtue, raised by the Toil and nurtured by the blood of Heroes. To you, Gentlemen, the representatives of this free, Sovereign and Independent State, belongs the Task, that in sheathing the Sword, you soften the horrors and repair those ravages which war has made with a skillful hand, and thereby heal the wounds of your bleeding Country. Our late revolted Citizens who, through ignorance and delusion, have forfeited their lives but are endeavouring to expiate their crimes by new proofs of fidelity, have fresh claims to your Clemency on this happy occasion.

No longer distress the Judicial and Executive Powers of Gov-

ernment with the Trial and Execution of wretches beneath the notice of the State. The Majesty of the Treason law should look down on principal offenders. I therefore recommend that an act of pardon and oblivion be passed for this class of men, with certain exceptions of those who have committed crimes out of the military line, at the same time that you protect and guard our worthy and deserving officers from the prosecutions of malevolence and revenge, who in the path of duty for the public defence were compelled to act not strictly justifiable by the rules of Law.

In pursuance of a Resolution of the last General Assembly, recommending to me to negotiate with the British Commander in Charlestown Exchanges of our Militia and other Citizens of the State in Captivity with the Enemy, late at that place for such of our disaffected Inhabitants guilty of Military offences only, I am happy to inform you that the same have been effected and our late suffering people restored to their friends and families.

I present you with a talk which has been addressed to me from one of the chiefs of the Cherokees in behalf of himself and all the Warriors of the friendly towns, praying that their lands be ascertained by proper Bounds and protected from intrusion, and that a lasting Peace and intercourse be established between them and us, also two Letters from his Excellency the Governor of Virginia on this subject, enclosing two talks from the Cherokees and Chickasaws, requesting the same favour from that State and his interposition in their behalf to procure them Peace and amity with us and our Inhabitants. His Excellency of Virginia and myself have agreed to submit the transaction of Indian affairs to the General Assemblies of our respective States, that whatever Treaty be held or compact formed with these tribes of Indians the same be conducted under Legislative authority.

Gentlemen of the Honourable the Commons:

Your public accounts remaining yet unsettled, your quotas of the Continental debt unpaid, and no provision made to discharge the same, demand your serious attention. The Requisitions of Congress and the Importunities of the financier on this interesting subject I lay before you. However, on this fortunate change of our affairs new arrangements and plans of finance no doubt will be adopted by Congress that may greatly alleviate our burthen.

The Provision made for the support of the civil list of Government has not yet answered the expectations of the Legislature. Some collections of the tax not being made by reason of some of the persons appointed not accepting the trust, and those who have accepted not accounting for their collections, your further interposition on this business will be absolutely necessary.

Gentlemen of the Honourable the General Assembly:

Several of your Laws, late passed in hurry, Tumult and confusion call for immediate revision and amendment. General and vague expressions have often embarrassed and led the Courts of Law into Error, by which the public, as well as individuals, have been greatly injured. By adjusting your Laws into some regular system of jurisprudence, you give stability to the Government and to the Citizen greater protection and security of his life and property. Let the Laws henceforth be our sovereign when stamped with prudence and wisdom, let them be riveted and held sacred next to those of Deity.

I scarce need mention that a general Reform is wanting in almost all the offices of State at this Crisis. Neglect of Duty, abuses of power, Disobedience of Laws, your monies unaccounted for, and public credit almost sunk, all call for your authority and correction. These have weakened the springs of government and relaxed their vigor. Ways and means must be devised by your wisdom to quicken the movements into regularity and firmly combine the powers, that they all act together for the General Good. Happy will be the people, and happy the administration, when all concerned therein contribute to this great end.

ALEX. MARTIN.

Ordered that the address from His Excellency the Governor, with the papers accompanied by it, be referred.

Received from the Senate a Bill for altering the mode of entering up Judgment on Judgment Bonds and other obligations for debts negotiable and assignable.

A Bill for the appraisement of property taken by execution. Endorsed in Senate, 19 April, 1783, Read the first time and passed.

The House adjourned till Monday morning 10 o'clock.

MONDAY, 21 April, 1783.

The House met according to adjournment.

Mr. Micajah Thomas, one of the members for Nash County, Mr. Phil. Hawkins, one of the members for Granville County, Mr. Benjamin Herndon & Mr. Wm. Lenoir, the members for Wilkes County, Mr. Patrick Travis, one of the members for Cumberland County, and Mr. Samuel Cain, one of the members for Bladen County, appeared, were qualified and took their seats.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly:

GENTLEMEN:

I send herewith the resignation of John Spicer, Esquire, late Judge of the Court of Admiralty pro tem. for port Brunswick, appointed in the room of John A. Campbell, Esquire, resigned.

Ordered that the said message of resignation be sent to the Senate.

Received from the Senate a Resolve allowing Wm. Moore thirty Barrels Corn, also a resolve allowing Philip Thomas fifteen Barrels corn, which being read were concurred with and returned to the Senate.

Received from the Senate a Resolve allowing James Iredell, Esq., late Attorney-General, the sum of one hundred and twenty pounds specie, which being read was concurred with and returned to the Senate.

Received from the Senate a bill to prevent frauds being committed by private gifts. Endorsed in the Senate 21 April, 1783, Read the second time, amended and passed.

Ordered that the following message be sent the Senate:

Mr. Speaker and Gentlemen:

We propose making election of the Governor of this State for the present year, of the Secretary and of the Continental Delegates on Friday next, and propose that the election shall begin at 3 o'clock in the afternoon. If this proposition should meet your approbation, please to signify it to us by message. We put in nomination for Governor Richard Caswell, Alexander Martin, Griffith Rutherford and Samuel Johnston, Esquires; for Continental Delegates, Hugh

Williamson, Abner Nash, Richard Dobbs Spaight, Benj. Hawkins, Alexander Martin, Adley Osborne and Richard Caswell, Esquires, and for Secretary of State James Glasgow, Esquire.

Mr. Avery moved for leave and presented a bill for building a Court House and Prison for the District of Morgan and for laying out a town at the said Court House, which was read the first time, passed and sent to the Senate.

Mr. Person moved for leave and presented a bill to enforce the attendance of Jurors of the Superior Courts of Law in this State, to provide for their subsistence when attending and also to ascertain the pay of Witnesses attending the said Courts, which was read the first time, passed and sent to the Senate.

Mr. Cumming moved for leave and presented a bill to amend an act passed at Hillsborough the —— day of May, in the year 1782, entitled an act for the relief of persons who have suffered or may suffer by their deeds and mesne conveyances not being registered within the times heretofore appointed by Law, which was read the first time, passed and sent to the Senate.

Mr. Avery moved for leave and presented a bill to incorporate Trustees for two Academic Schools in the District of Morgan, which was read the first time, passed and sent to the Senate.

Mr. Avery presented a Petition from a number of the Inhabitants of Washington County, praying a division thereof. Mr. Avery presented a bill agreeable to the prayer of the said Petition, which was read the first time, passed and sent to the Senate.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly:

GENTLEMEN:

I send you herewith sundry Petitions in favour of persons under sentence of death for high Treason, to-wit, from Burke and Ruth-Rutherford Counties, in behalf of Joseph Lacefield & John Thompson, convicted at Morgan Superior Court, March term last, to be executed the 16th of May; from Salisbury, in behalf of Azel Cross, convicted at Salisbury in March Term last; from Orange, in behalf of John Johnston, convicted at Hillsborough last April term, together with a Petition in behalf of Dennis Trammel under sentence of Death in Salisbury Gaol for robbery, to be executed the time aforesaid.

The Executive has been distressed with a number of wretches condemned heretofore for Treason, who, on enquiring into their particular cases, have thought them beneath the notice of public justice and have generally pardoned them on their enlisting into the Continental service for Eighteen months. As prosecutions of this kind are daily carried on and the Courts of Justice worried with them, I beg the sense of the Honorable the Legislature, as the Supreme Council of the State, with regard to the above persons, also request that some Law be passed that the Judicial and Executive powers of Government be directed how to conduct themselves in future towards this class of People.

ALEX. MARTIN.

Resolved, that it be recommended to His Excellency the Governor to grant a pardon of their several offences to Joseph Lacefield, Asel Cross, Dennis Trammel, Isham Young, John Walbert, John Thompson, William Simpson and John Johnston, who are each of them now under sentence of death, and who have been severally recommended to his Excellency as objects deserving of Clemency, some of them by the judges and Juries present at their conviction and others by sundry Gentlemen of reputable characters who are personally acquainted with them and their former conduct in life.

Ordered that the above resolve be sent to the Senate for concurrence. Ordered that the message from His Excellency the Governor be also sent to the Senate.

Resolved, that the bill for the appraisement of property taken by execution be read tomorrow morning the second time.

The House adjourned till 4 o'clock P. M.

The House met according to adjournment.

Mr. Thomas Reading and William Lane, the members for Pasquotank County, and James Gillispie, one of the members for Duplin County, appeared, were qualified and took their seats.

Received from the Senate a Bill for dividing Washington County into two distinct Counties and erecting a County by the name of ————; a Bill to incorporate Trustees for two Academical Schools in the District of Morgan; a Bill to amend an act passed at Hillsborough the——day of May, in the year 1782, entitled an act for the relief of persons who have suffered or may suffer by their deeds

and mesne conveyances not being registered within the time heretofore appointed by Law; a Bill to enforce the attendance of Jurors of the Superior Courts of Law in this State, to provide for their subsistence when attending and also to ascertain the pay of Witnesses attending the said Court; a bill for building a Court House and Prison for the District of Morgan and for laying out a town at the said Court House. Endorsed in Senate 21 April, 1783, Read the first time and passed.

Received from the Senate a Resolve allowing Mrs. Mary Murphey of Rowan County an annuity of ten pounds specie, which being read was concurred with and returned to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House agree to the proposal of yours for balloting for a Governor, &c., as to the time and nomination, and propose that the balloting shall be conducted at the Church, and appoint on their part Messrs. Coor and Ramsey to superintend the same.

Received from the Senate the Petition of Richard Cogdell, endorsed, referred to Col. Easton, Col. Lane and Genl. Rutherford on the part of the Senate, which being read was referred to Mr. H. Macon, Mr. Herritage, Mr. Lock, Mr. Blount & Mr. Person on the part of this House & returned to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The resolve of your House of this day recommending to his Excellency the Governor to grant pardons to certain persons therein named, now under sentence of death, we have concurred with and caused the same to be handed the Governor.

Resolved, that John Haywood be allowed the sum of sixteen pounds specie for attending at the Court of Oyer and Terminer, held for the District of Halifax in the month of August in the year 1781, as Clerk of the said Court, that the treasurers or either of them or any one of the Collectors of public money pay him the same and be allowed therefor in the settlement of their accounts.

Ordered that the above resolve be sent to the Senate for Concurrence.

Received from the Senate a resolve appointing Nathaniel Allen, Michael Payne & Alexander Black to examine the claims and

liquidate the accounts of Capt. Borritz, agent, &c., & make report thereof to the next Assembly, which being read was concurred with and returned to the Senate.

Mr. John Macon moved for leave and presented a bill for levying a tax of —— shillings specie on every hundred pounds value of taxable property in the County of Warren for the purpose of building a Court House, Prison and Stocks for the use of the said County, which was read the first time, passed and sent to the Senate.

The House adjourned till tomorrow morning 9 o'clock.

TUESDAY, 22 April, 1783.

The House met according to adjournment.

Received from the Senate a bill for levying a tax of —— shillings specie on every hundred pounds value of taxable property in the County of Warren for the purpose of building a Court House, Prison and Stocks for the use of the said County. Endorsed in Senate 21 April, 1783, Read the first time and passed.

Resolved, that Mr. William Bryan and Mr. Phil Hawkins be added to the Committeee of Privileges and Elections.

Read the Petition of John Willis of Bladen County, complaining of an undue election of members to represent the said County in this House, whereupon resolved, that the said Petition be referred to the Committee of Privileges and Elections.

Received from the Senate a Resolve allowing John Benton of Wake County an annuity of ten pounds specie for five years, which being read was concurred with and returned to the Senate.

Received from the Senate a resolve requesting His Excellency the Governor to lay before the General Assembly the Journal and proceedings of the Council of State, which being read was concurred with and returned to the Senate.

On reading the recommendation of Nash Court in favour of Josiah Bunn, a soldier who was wounded in the service of his Country, Resolved, that the said Josiah Bunn be allowed the sum of twenty-five pounds specie, that the Treasurers or either of them pay him the same and be allowed.

Ordered that the above resolve be sent to the Senate for concurrence.

Resolved, that Mary Hudson, a poor widow, whose husband was lately killed in the service of this State, be allowed for her present

subsistence the sum of twenty pounds specie, that the Treasurers or either of them pay her the same and be allowed in the settlement of their public accounts.

Ordered that the above resolve be sent to the Senate for Concurrence.

Resolved, that the Auditors of Halifax District be directed to credit Matthew Rabun, late Commissioner of specific supplies for the County of Halifax for such quantities of Corn and other provisions as they may reasonably suppose from the depositions of credible persons that the British troops took from him.

Ordered that the above resolve be sent to the Senate for concurrence.

Resolved, that Col. Hawkins, Mr. Gillispie & Mr. Blount be appointed a Committee to act jointly with such Gentlemen as the Senate shall appoint to settle and liquidate the claims of Mr. Avery, late Attorney-General of this State.

The order of the Day, for reading for the second time the bill for the appraisement of Property, being called for and read, Resolved, that the said bill be committed to Mr. Maclaine, Mr. Avery, Mr. Blount and Mr. Cumming.

Read the Petition of Bazell Smith. Resolved, that the same be referred to a joint Committee, that Mr. Spaight, Mr. Person and Mr. Geddy be a Committee on the part of this House.

Received from the Senate the Petition of Simon Jeffreys, endorsed referred to a joint Committee, the members chosen, Mr. Moore, Mr. Foster, Mr. Campbell & Mr. Brickell, which being read, Resolved, that Mr. Maclaine, Mr. Cumming, Mr. Horn and Mr. H. Macon be a Committee on the part of this House to act with the Gentlemen above appointed by the Senate.

Received from the Senate the Memorial of John Dickey and William Sharpe, Executors of the last will and Testament of Brigadier General Davidson, decd. Endorsed, Referred to a joint Committee, the members chosen, Genl. Rutherford, Mr. Hill and Mr. Coor.

Resolved, that Mr. Phifer, Mr. Avery, Genl. Bryan, Mr. D. Wilson & Mr. Herndon be a Committee on the part of this House for the above purpose.

Received from the Senate the resolve allowing John Haywood sixteen pounds specie in lieu of a resolve of this House of yesterday

allowing him that sum, which being read was concurred with and returned to the Senate.

Mr. Gillispie, from the Committee appointed by an act of the last General Assembly to examine the claims of Thomas Clark and others against the estate of James Murray, delivered in a report, which being read, Mr. Gillispie moved for leave and presented a bill to enable Thomas Clark and other persons therein named to take possession of certain lands, goods and chattels, late the property of James Murray, and to vest in them an absolute indefeasible title to the same, which was read the first time, passed and sent to the Senate.

Mr. James Howard, one of the members for Onslow County, appeared, was qualified and took his seat.

Mr. Wm. Bryan moved for leave and presented a bill to amend an act entitled an act concerning servants and slaves, which was read the first time, passed and sent to the Senate.

Mr. Lenoir moved for leave and presented a bill to enforce the attendance of the members of the General Assembly at the times which may hereafter be appointed for the meetings thereof, which was read the first time, passed and sent to the Senate.

Received from His Excellency the Governor the following messages:

To the Honorable the General Assembly:

GENTLEMEN:

I beg leave to draw your attention to an address presented in behalf of the State by the Honourable the Messieurs Williamson and Blount, our Delegates in Congress, to the Minister of France, congratulatory on the birth of a Dauphin, as the Delegates without your instructions, which they could not obtain, thought it their duty for the honor of the State to present their congratulations on so great an Event, and the very favourable reception the same has met with from the Court of France. Permit me to suggest it may not be improper that the said address receive the sanction of the Legislature and some return made for the affection His most Christian Majesty is pleased to assure the Inhabitants of North Carolina, and the particular Interest he will constantly take in their prosperity.

ALEX. MARTIN.

Ordered that the same be referred to the joint Committee appointed to report what bills are necessary to be passed into Laws this Session, & that they prepare an address in answer to the subject matter contained in the said message and report the same.

Received from the Senate a bill to enforce the attendance of the Members of the General Assembly at the times which may hereafter be appointed for the meetings thereof. Endorsed in Senate 22 April, 1783, Read the first time and passed.

Mr. Hawkins moved for leave and presented a bill to amend an act passed at New Bern the 15th day of November, 1777, for making provision for the poor and other purposes, which was read the first time, passed and sent to the Senate.

Mr. Martin moved for leave and presented a bill to regulate and ascertain the fees of Justices of the Peace in this State, which was read the first time, passed and sent to the Senate.

Resolved, that the bill for altering the mode for entering up Judgment on Judgment Bonds, &c., be read tomorrow the second time.

Received from the Senate a Resolve allowing Josiah Bunn of Nash County Twenty-five pounds specie; a Resolve authorizing the Auditors of Halifax District to credit Matthew Rabun for specificks taken by the British; a Resolve allowing Mary Hudson Twenty pounds specie. Endorsed in Senate 22 April, 1783, Read and concurred with.

Received from the Senate a bill to amend an act entitled an act concerning servants and slaves; a Bill to enable Thomas Clark and other persons therein named to take possession of certain lands, Goods and Chattels, late the property of James Murray, and to vest in them an absolute indefeasible title to the same. Endorsed in Senate 22 April, 1783, Read the first time and passed.

Received from the Senate the Petition of Bazell Smith. Endorsed in Senate 22 April 1783, Read and referred to Mr. Lane, Mr. Spicer, Mr. Coor & Mr. Campbell.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House have appointed General Rutherford, Mr. Hill, Mr. Kenan & Mr. Battle a Committee who will act jointly with such Gentlemen of your body as may be appointed to examine and

report on the accounts of the late Governors of this State, the accounts of the Delegates and such accounts of the State and district Auditors as shall be exhibited to them.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have appointed Mr. John Blount, Mr. Whitaker, Mr. Person, Mr. Gillespie, Mr. Lock, Mr. Skinner and Mr. Lenoir to act with the Gentlemen by you appointed to examine and report on the accounts of the late Governor of this State, &c.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House have received the resolve of yours appointing a joint Committee to settle the accounts of Mr. Avery, with which they do not concur, but propose that the settlement of the accounts be referred to the Committee appointed to examine and report on the accounts of the late Governor, &c.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The Commons agree to refer the settlement of Mr. Avery's accounts as by you proposed.

Received from His Excellency the Governer the following message:

To the Honorable the General Assembly:

GENTLEMEN:

I do myself the honor to lay before you the principal official Letters received since the last meeting of the Legislature, to-wit, from the President of Congress, Ministers for foreign Affairs, Secretary of War, Financier, Delegates and General Greene, together with copies of the same, registered in book Vol. 1st, also copies of the answers to said Letters in Book Vol 2d. You also have here the Journal of the Council of State.

ALEX. MARTIN.

Ordered that the above message, together with the Letters, &c., therein referred to, be referred to the joint Committee appointed to report what bills are necessary to be passed into laws during this Session.

Ordered that the above message, Letters, &c., be sent to the Senate.

Received from His Excellency the Governor the following message:

To the Honorable the General Assembly:

GENTLEMEN:

I send you herewith the account of the Marquis of Bretigny, late agent of this State in Martinique, with his address to the Government of the French Windward Islands and to the Minister of Marine in France touching his agency, with other papers relative thereto. The great attachment this gentleman of France has discovered for the Liberties of America, and his zeal to serve this State in particular in the hour of danger, justly entitle him to particular attention from the Legislature, that his account be adjusted and he reimbursed the sums of money due to him, that his credit be supported, which he has pledged for the State, now likely to suffer without your interposition.

The Goods imported by him were delivered to the agent of the North Carolina line, who distributed the same to the officers in Camp under General Greene, then in great distress.

ALEX. MARTIN.

Resolved, that the papers, &c., referred to in the above message be referred to a joint Committee, that Mr. Montfort, Mr. Person & Mr. Wm. Blount be a Committee on the part of this House for that purpose.

Ordered that the said message and papers therein referred to be sent to the Senate.

Read the Petition of John Simpson, Esq., of Pitt County. Ordered that the same be referred to a joint Committee, that Mr. Brickell, Mr. J. Blount and Mr. J. Macon be a Committee on the part of this House for that purpose.

Ordered that the said Petition be sent to the Senate.

Mr. Blount moved for leave and presented a bill to abolish the Jurisdiction of the Court of Admiralty in the port of Currituck, which was read the first time, passed and sent to the Senate.

Mr. Montfort moved for leave and presented a bill for regulating the town of Halifax, which was read the first time, passed and sent to the Senate.

Received from the Senate a bill to regulate and ascertain the fees of Justices of the Peace in this State; a Bill to amend an act passed

at New Bern the 15th day of November, 1777, for making Provision for the poor and other purposes. Endorsed in Senate 22 April, 1783, Read the first time and passed.

Received from the Senate the message from His Excellency the Governor relative to the address from Messrs. Williamson and Blount on the birth of a Dauphin. Endorsed in Senate, Referred as by the House of Commons.

Mr. Abraham Bledsoe and Mr. William Cage, the Members for Sullivan County, Mr. Edward Winslow, one of the members for Cumberland County, and Mr. Francis Lucas, one of the members for Bladen County, appeared, were qualified and took their seats.

Resolved, that Robert Jermain be allowed the sum of thirty-six thousand pounds, or the equivalent thereof, in Gold or Silver, in case the Currency cannot be procured, for a certain negro fellow condemned by a Court called for the purpose of trying him for the offence of murder in Jones County, and valued by the said Court according to the directions of an act of Assembly concerning the trial of such offenders, and that the Treasurers of this State or any of them pay him the same and be therefore allowed in the settlement of their public accounts.

Ordered that the above resolve be sent to the Senate for concurrence.

The House adjourned till tomorrow morning 9 o'clock.

WEDNESDAY, 23 April, 1783.

The House met according to adjournment.

Mr. Harper moved for leave and presented a bill for appointing Commissioners to fix on a place to build a Court House, Prison and stocks in the County of Randolph and for other purposes, which was read the first time, passed and sent to the Senate.

Read the Petition of Robert Forster and the Claim of Daniel Waggoner for certificates issued by the Board of Auditors, which they by accident lost. Ordered that the same be referred to the joint Committee appointed to report on the Petition of John Simpson.

Mr. H. Macon moved for leave and presented a bill for levying a tax of——shillings specie on every hundred pounds value of taxable property in the County for the purpose of building a Court

House, prison and stocks, which was read the first time, passed & sent to the Senate.

Resolved, that Wm. Maclaine of Rowan County be allowed the sum of twenty-five pounds specie yearly during his life as a recompence for his having been disabled by a wound received in the service of this State from procuring his own subsistence.

Ordered that the above resolve be sent to the Senate for concurrence.

The bill to incorporate Trustees for two academical schools in the district of Morgan was read the second time, amended, passed and sent to the Senate.

The bill to amend an act entitled an act concerning servants and slaves was read the second time, passed and sent to the Senate.

Received from the Senate a Bill for appointing Commissioners to fix on a place to build a Court House, prison and stocks in the County of Randolph and for other purposes; a Bill for regulating the town of Halifax; a Bill for levying a tax of —— shillings specie on every hundred pounds value of taxable property in the County of Franklin for the purpose of building a Court House, prison and stocks; a Bill to abolish the jurisdiction of the Court of Admiralty in the port of Currituck. Endorsed in Senate 23 April, 1783, Read the first time and passed.

Mr. Jordan moved for leave and presented a bill to encourage John and James Bonner, jun., of Beaufort County to clear and make a road through the great Swamp and marsh on the south side of Pamlico River opposite the town of Washington, which was read the first time, passed and sent to the Senate.

The Bill for altering the mode of entering up Judgment on Judgment Bonds and making all Bonds and other obligations for debt negotiable and assignable was read the second time and rejected.

Received from the Senate the Petition of Catharine Shaver. Endorsed in Senate 23 April, 1783, Read and referred to the Committee to whom was referred the Petition of John Simpson.

Ordered that the said Petition be read. The same being read was referred on the part of this House to the said Committee & returned to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

Herewith is sent the resignation of Henry Horn, Esquire, first Major of the Edgecomb Regiment of Militia, and likewise the resignation of William Wynns, Esquire, as Justice of the Peace for Hertford County, respectively, accepted by this House. We are of opinion that Captain Ethelred Phillips be appointed first Major and Captain James Wilson second Major of said Regiment. Should this be agreeable to you we will cause that their appointment be entered in the proper Book.

Resolved, that this House do accept of the resignations above alluded to and accede to the appointment of officers in Edgecomb County.

Ordered to be sent to the Senate.

Received from the Senate a resolve allowing Dr. Andrew Fullwood sixteen pounds specie, which being read was concurred with and returned to the Senate.

Received from the Senate the resolve of this House allowing Robert Jermain the sum of thirty-six thousand pounds or the equivalent in specie, also the resolve allowing Wm. McLaine twenty-five pounds specie yearly during his life. Endorsed in Senate 23 April, 1783, Read and concurred with.

Received from the Senate a bill to encourage John and James Bonner, jun., of Beaufort County to clear and make a road through the great swamp and marsh on the south side of Pamlico River opposite the town of Washington. Endorsed in Senate 23 April, 1783, Read the first time and passed. A Bill to amend an act entitled an act concerning servants and slaves; a Bill to incorporate Trustees for two academical Schools in the District of Morgan. Endorsed in Senate 23 April, 1783, Read the second time, amended and passed.

The Bill to regulate and ascertain the fees of Justices of the Peace in this State was read the second time and rejected.

Resolved, that the Comptroller General of this State immediately lay before this General Assembly all papers and accounts by him liquidated, and also all accounts stated on behalf of this State since his appointment to the office of Comptroller.

Received from the Senate the Petition of John Simpson. Endorsed in Senate, Referred to Col. Wade, Mr. Williams and Col. Armstrong.

Received from the Senate the Petition of Robert Forster. Endorsed in Senate, Referred to the Committee to whom the Petition of John Simpson was referred.

On reading the said Petition, ordered that it be referred on the part of this House to the said Committee.

Mr. Martin moved for leave and presented a Bill to repeal part of an act passed at New Bern in the year 1778, entitled an act to regulate and ascertain the fees of the clerks of the Superior and County Courts, Justices of the Peace and Attorneys in this State, and directing the method of paying the same and other purposes, which was read the first time, passed and sent to the Senate.

Received from the Senate a Bill to amend an act passed at Halifax in November, 1779, entitled an act to prevent persons from stopping the passage of fish up Tar River and Dan River. Endorsed in Senate 23 April, 1783, Read the first time and passed.

Received from the Senate a message accompanied by the several Letters and public papers laid before the Assembly by his Excellency the Governor. Endorsed in Senate, Referred as by the House of Commons.

Received from the Senate the message from His Excellency the Governor relative to the account of the Marquis of Bretigney. Endorsed in Senate 23 April, 1783, Referred to Col. Lane, Col. Ramsey & Col. Hill.

Mr. Cumming moved for leave to withdraw from the possession of the House a Bill to abolish the jurisdiction of the Court of Admiralty in Port Currituck. Ordered that he have leave accordingly.

The bill to amend an act passed at Halifax in November, 1779, entitled an act to prevent persons from stopping the passage of fish up Tar River and Dan River, was read the first time, passed and sent to the Senate.

The House adjourned till 3 o'clock P. M.

The House met according to adjournment.

Resolved that the bill to enable Thomas Clark and other persons therein named to take possession of certain lands, Goods and Chattels, late the property of James Murray, and to vest in them an absolute, indefeasible title to the same, be read tomorrow for the second time.

Resolved, that William Bryan of Craven County be allowed the sum of fifty pounds specie for a negro man slave killed in suppressing of Rebel Slaves, that the Treasurers or either of them pay him the same and be allowed in the settlement of their accounts.

Ordered that the above resolve be sent to the Senate for concurrence.

Mr. John Reed, one of the members for Perquimans County, appeared, was qualified and took his seat.

The Bill for levying a tax of —— shillings specie on every hundred pounds value of taxable property in the County of Warren for the purpose of building a Court House, Prison and Stocks for the use of the said County was read the second time, amended, passed and sent to the Senate.

Received from His Excellency the Governor the following messages:

To the Honorable the General Assembly:

GENTLEMEN:

I anticipated your message respecting my administration, but have it not in my power to comply with your request respecting the journal and its proceedings of the Council of State and the administration of the late Governor Burke, as they were laid before the last session of the Legislature. The late speaker of the Senate being concerned some time in that administration, the proceedings and journal of the Council during the same, with those of the Council in the time of the late Governor, were, as I am informed, presented together to the General Assembly.

ALEX. MARTIN.

To the Honourable the General Assembly:

GENTLEMEN:

Herewith I send you the Petition of Mr. John Fleetwood, praying redress.

ALEX. MARTIN.

Resolved, that the Petition of John Fleetwood be referred to a joint Committee, the members chosen, Mr. Harget, Mr. Winslow, Mr. McKinne and Mr. J. Macon on the part of this House.

Ordered that the said Petition be sent to the Senate.

The bill for building a Court House and Prison for the District

of Morgan and for laying out a town at the said Court House was read the second time, passed and sent to the Senate.

Resolved, it is the sense of this House that it is proper for his Excellency the Governor to grant Commissions of promotion to the several officers of the late State Legion, which they have become entitled to by the resignation of Colonel Williams, according to the degrees of their several ranks, and that it be stated in such Commissions that the ranks of the officers promoted shall bear date from the 5th of November, 1781.

Ordered that the above resolve be sent to the Senate for concurrence.

Read the Petition of James Williams, praying, &c. Ordered that the same be referred to the Committee to whom was referred the Petition of John Simpson.

Received from the Senate a Bill for levying a tax of one shilling specie on every hundred pounds value of taxable property in the County of Warren for the purpose of building a Court House, Prison and Stocks for the use of said County; a Bill for building a Court House and Prison for the District of Morgan and for laying out a town at the said Court House. Endorsed in Senate 23 April, 1783, Read the second time, amended and passed.

Received from the Senate the Petition of John Fleetwood. Endorsed, Referred to Mr. Spicer, Mr. McCullock and Mr. Mooring.

Resolved, that Benjamin Whitaker be allowed forty-four pounds eight shillings specie for thirty-seven days' service as Clerk to the Board of Auditors for the District of New Bern in March and April, 1781.

Ordered that the above resolve be sent to the Senate for concurrence.

Received from the Senate the Resolve of this House for granting Commissions of promotion to the officers of the late State Legion. Endorsed in Senate 23 April, 1783, Read and concurred with.

Received from the Senate a Resolve impowering Henry Irwin Toole, Executor of Joseph Moore, late of Edgecomb, deceased, to pay into the hands of Green Hill, Esquire, Treasurer for the District of Halifax, such sums in currency as may have been recovered against him on account of his deficiency in the collection of public taxes, which being read was rejected.

Received from the Senate the report of the joint Committee appointed to report what bills of General and public nature are necessary to be passed into laws this session, which being read was concurred with and returned to the Senate.

The bill for dividing Washington County* into two distinct Counties and erecting a County by the name of Greene was read the second time, amended, passed and sent to the Senate.

The House adjourned till tomorrow morning 9 o'clock.

THURSDAY, 24 April, 1783.

The House met according to adjournment.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly:

GENTLEMEN:

I herewith send you sundry Petitions in favour of Jacob Graves, who is now under sentence of death in Hillsborough Gaol for high Treason, who is to be executed the 16th of May. I request the sense of the Honourable the General Assembly as to the fate of this person. ALEX. MARTIN.

Resolved, it is the opinion of this House that Jacob Graves, now under sentence of death in the Gaol of Hillsborough, is a proper subject for the mercy of Government to be exercised upon and that it would be advisable for his Excellency the Governor to grant him a pardon for the particular offence of which he is convicted.

Received from the Senate the resolve of this House directing the Comptroller to lay before the General Assembly the accounts by him liquidated. Endorsed in Senate 23 April, 1783, Read and concurred with.

Mr. John Macon, from the joint Committee to whom was referred the Petition of John Simpson, reported as follows:

That it is their opinion the several Certificates as appears in said Petition to be lost ought not to be made good to said Simpson, because we conceive that Justice cannot be done individuals to make good such losses, the Certificates being payable to the bearer, and it is possible that the said certificates may have been transferred several times from one person to another.

*This was Washington county in what is now Tennessee.—ED.

It further appears to your Committee that several other articles were lost at the same time, amongst which was a sum of specie which appears to be now in possession of said Simpson. All which is submitted.

J. MACON, Ch.

The House taking the said report into consideration concurred therewith. Ordered that the same be sent to the Senate.

Read an address and the Instructions of the freemen of Duplin County. Ordered that the same be referred to the Committee appointed to report what bills are necessary to be passed into Laws this Session.

The order of the Day, for reading for the second time the Bill to enable Thomas Clark and other persons therein named to take possession of certain lands, goods and chattels, late the property of James Murray, and to vest in them an absolute indefeasible title to the same, being called for and read, the bill, according to order, was read the second time, amended, passed and sent to the Senate.

The Bill to incorporate Trustees for two Academical Schools in the district of Morgan was read the third time, passed and sent to the Senate.

Received from the Senate the bill for dividing Washington County into two distinct Counties and erecting a County by the name of Greene; a Bill to amend an act passed at Halifax in November, 1779, entitled an act to prevent persons from stopping the passage of Fish up Tar River and Dan River. Endorsed in Senate 24 April, 1783, Read the second time and passed.

Received from the Senate the resignation of William McCullers as a Justice of the Peace in the County of Johnston and the resignation of Samuel Smith as Col. Comt. of the said County, which being read were accepted of respectively.

Received from the Senate the Resolve of this House allowing William Bryan the sum of fifty pounds specie. Endorsed in Senate 24 April, 1783, Read and concurred with.

Received from the Senate the Petition of James Williams. Endorsed in Senate 24 April, 1783, Read and referred as by the Commons.

Received from the Senate the account of Samuel Johnston, Esquire, late a delegate from this State in Congress, endorsed in

Senate 24 April, 1783, read and referred to the Committee appointed to report on the accounts of the late Governors, Delegates, &c., which being read was ordered to be referred on the part of this House to the said Committee.

Received from His Excellency the Governor the following message:

To the Honorable the General Assembly:

GENTLEMEN:

I present you with the Memorial of William Henry Van Hasset, Citizen and Merchant of the City of Amsterdam in the United Provinces of the Netherlands. I request the attention of the Honourable the Legislature to the Commercial proposals of this Gentleman, the subject of so respectable an ally as the States General.

ALEX. MARTIN.

On reading the message from His Excellency the Governor, accompanied by a Letter and Memorial from William Henry Van Hasset, Esquire, a Citizen of the United Netherlands,

Resolved, that his Excellency be requested to give Mr. Van Hasset and all others, the citizens of the United Netherlands in the name of the State, assurances of every encouragement for which he may wish consistent with the Laws in the prosecution of his schemes of improvement and commerce in this Country.

Resolved, that the Treasurers be and they are hereby directed and authorized to receive in payment of taxes for the year 1782 the certificates issued for clothing furnished to the last raised eighteen months men.

On the question, will the House enter into this resolve or not, it was objected to and proposed that the certificates alluded to in the above resolve should be confined to the payment of the three-fourths of the tax to be collected, and carried in the affirmative, 34 to 29.

The yeas and nays being required by Mr. J. Wilson, are as follows, vizt.: Yeas, Messrs. Gillispie, Gee, Howard, McKinne, Moy, Clinton, Caswell, Whitfield, Kennon, Skinner, Horn, Walters, Turner, Harget, Harper, J. Blount, Jordan, M. Jones, W. Blount, Brown, Vaughan, Cumming, Jeffreys, Ward, H. Macon, Ferebee, R. McLean, Archd. Maclaine, Wm. Bryan, Thomas, Cain, P. Haw-

kins, Cage, Reed—34. Nays, Messrs. Geddy, Mebane, Montfort, Lock, Barrier, Bond, Avery, Bryan, Herritage, Whitaker, Diggs, Sanders, Randal, Shelton, J. Macon, J. Wilson, B. Jones, Nunan, Person, Martin, Leak, Aulds, Jackson, Lenoir, Herndon, Reading, Land, Bledsoe—28.

Wherefore resolved in the affirmative.

Mr. Montfort moved for leave and presented a bill for levying a tax on every hundred pounds taxable property in the district of Halifax for repairing the district Court House and Gaol of said district, which was read the first time, passed and sent to the Senate.

Received from the Senate a Bill to vest the title of a piece or parcel of land lying in Camden County in Isaac Guilford and his Heirs in fee-simple. Endorsed in Senate 24 April, 1783, Read the first time and passed.

Resolved, that the bill to enforce the attendance of members of the General Assembly, &c., be read tomorrow morning for the second time.

Received from the Senate the Petition of General Butler & the Petition of David Dodd, endorsed referred to the Committee to whom was referred the Petition of John Simpson, Esquire, which being read was referred on the part of this House to the said Committee.

Received from the Senate the resolve of this House for extending mercy to Jacob Graves, now under sentence of death in Hillsborough Gaol. Endorsed in Senate 24 April, 1784, Read and concurred with.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

With this you will receive the report of the joint Committee to whom was referred the Petition of Simon Jeffreys, Esquire, with which we do not concur, but propose that his Petition be recommitted.

On reading the report of the Committee above referred to, Resolved that it be recommitted.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House have received the resolve of yours allowing Mr. Benjamin Whitaker a certain sum therein mentioned for his services

as Clerk of the Board of Auditors for the district of New Bern, with which they do not concur, but propose that Mr. Whitaker's Claim for this service be reported on by the Committee to whom was referred the Petition of John Simpson, Esquire.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The Commons agree that the report on the Petition of Mr. Jeffreys be recommitted, and also agree to the proposition of the Senate relative to Mr. Whitaker's Claim.

The Boards of Auditors in this State have lately been embarrassed with respect to the making allowances to Militia officers for subsistence money and pay for extra rations retained, there being clauses in the Militia Law which seem to countenance such allowances to decide these doubts. We propose referring this subject to the decision of a joint Committee of both Houses, who are to report their opinions thereon. The Gentlemen appointed on behalf of this House are Messrs. Spaight, Avery, D. Wilson, W. Blount, Thomas, Lenoir and Horn.

Received from Richard Caswell, Esquire, Comptroller, the following address:

To the Honorable the General Assembly:

GENTLEMEN:

In pursuance of a Resolution of the General Assembly of yesterday I lay before you all the accounts by me liquidated, with such of the books and papers as it was practicable for me to bring up. I beg leave to refer you to a Book Containing copies of certificates by me granted to the several accountants, whereby the settlements are explained, and I presume will be best understood. Capt. Child, the first clerk in the office, will wait on the Honorable the House of Commons with the Books and papers and will be able to explain any matters relative to the accounts that the House shall be pleased to require. R. CASWELL.

The House adjourned till tomorrow morning 9 o'clock.

FRIDAY, 25 April, 1783.

The House met according to adjournment.

Mr. Thomas Alderson, one of the members for Beaufort County, and Mr. James McDonald & Mr. Mark Allen, the members for Montgomery, appeared, were qualified and took their seats.

Mr. Turner moved for leave and presented a bill for establishing a public school in the County of Onslow and for other purposes, which was read the first time, passed and sent to the Senate.

The bill for levying a tax of one shilling specie on every hundred pounds value of taxable property in the County of Franklin for the purpose of building a Court House, Prison and Stocks was read the second time, amended, passed and sent to the Senate.

The bill for building a Court House and Prison for the district of Morgan and for laying out a town at the said Court House was read the third time, amended, passed and sent to the Senate.

Received from his Excellency the Governor the following message:

To the Honorable the General Assembly:

GENTLEMEN:

I lay before you orders from the Marine Office of the United States directed to all captains, &c., of armed vessels; also a letter from the Financier, wherein a Continental Comptroller is appointed for this State, together with a Letter from the Assistant Postmaster General.

Ordered that the letters referred to in the foregoing message be referred to the joint Committee appointed to report what bills are necessary to be passed into Laws this Session.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House agree to the proposal of the Senate in balloting for the Governor, Secretary and Continental Delegates at the Church, and we appoint on the part of this House Mr. John Macon & Genl. Person to superintend the balloting, and that the number of Delegates to Congress the ensuing year shall be four.

Mr. Gillispie moved for leave and presented a bill for dividing Duplin County, which was read the first time, passed and sent to the Senate.

The Bill for dividing Washington County into two distinct Counties and erecting a county by the name of Greene was read the third time, amended, passed & sent to the senate.

Received from His Excellency the following message:

To the Honourable the General Assembly:

GENTLEMEN:

The Governor, with the advice of the Council, actuated with the principles of economy, from the small number and short duration of the State Legionary Troops, made an arrangement of the officers agreeable to what was thought the sense of the last Assembly, and did not draw into service the full Train of officers that would have been necessary had that Corps been completed agreeable to the act passed at Wake Court House. Since the resignation of Lieutenant-Colonel Williams several Gentlemen received their first appointments, to-wit., in May and June last, and some have withdrawn themselves from the service without resignation. This renders it somewhat difficult to adjust the promotion of that line at present. I am, however, ready to comply with the sense of the Honourable the General Assembly, but request their further pleasure as to the arrangement, that all the Gentlemen officers concurred and the public receive satisfaction. Whether those who have withdrawn themselves and not returned to the service be entitled to the promotion intended, whether those who have received their first appointments in May and June last are to have rank and draw pay from the first of November, whether those taken from the ranks and were substitutes receive full pay and whether all the Commissions are to be of longer duration than the tenth of January last, when that Corps were Generally discharged.

ALEX. MARTIN.

Ordered that the subject matter contained in the above message be referred to a joint Committee, that Mr. Blount, Mr. Lock, Mr. Maclaine and Mr. Person be a Committee on the part of this House for that purpose.

Received from the Senate a bill for levying a tax on every hundred pounds value of taxable property in the district of Halifax for repairing the Court House and Gaol of said district; a bill for establishing a public school in the County of Onslow and for other purposes. Endorsed in Senate 25 April, 1783, Read the first time and passed.

A bill for levying a tax of one shilling specie on every hundred pounds value of taxable property in the County of Franklin for

the purpose of building a Court House, Prison and stocks. Endorsed in Senate 25 April, 1783, Read the second time and passed.

Received from the Senate the resolve of this House authorizing the Treasurers to receive certificates for clothing in payment of taxes, &c. Endorsed in Senate 25 April, 1783, Read and concurred with.

Received from the Senate the resolve allowing Miss Nancy Jones of Edenton the sum of seventy-five pounds specie for a negro slave executed and one other resolve allowing Henry Oneal the sum of seventy-five pounds specie for a negro slave executed, which being read were concurred with and returned to the Senate.

Received from the Senate the Petition of sundry of the Inhabitants of Rowan County, endorsed in Senate 25 April, 1783, read and referred to the Committee appointed to prepare and bring in bills of a public nature, which being read was referred on the part of this House to the said Committee.

Received from the Senate the following messages:

Mr. Speaker and Gentlemen:

General Rutherford, Mr. Harris, Mr. Dugan and Genl. McDowell will act with the Gentlemen by you appointed to prepare and bring in a report explanatory of the Militia Law as to the doubts by you alluded to.

Mr. Speaker and Gentlemen:

The Senate have added Mr. Hill to the joint Committee appointed to prepare and bring in such bills of a general and public nature as are necessary to be passed into Laws by the present Assembly and recommend to this Committee that they present such Bills without delay.

Received from the Senate the Petition of Ralph Miller, endorsed in Senate 25 April, 1783, referred to a joint Committee, the members chosen, Mr. McCullock, Mr. Bryan, Mr. Armstrong & Mr. Kenan, which being read was referred on the part of this House to a joint Committee, the members chosen, Mr. Gee, Mr. Montfort, Mr. Horn & Mr. Blount.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

It is likewise the sense of this House that the number of Dele-

gates to represent this State in Congress the current year shall be four.

Received from the Senate the Governor's message, with sundry Letters. Endorsed in Senate 25 April, 1783, Read and referred as by the House of Commons.

Also the Message relative to the officers of the State Legionary Corps. Endorsed in Senate 25 April, 1783, Read and referred to Col. Easton, Genl. Rutherford, Mr. McCullock & Genl. McDowell.

Received from the Senate the resolve of this House requesting His Excellency the Governor to give Mr. Van Hassett and others, citizens of the United Netherlands, encouragement, &c. Endorsed in Senate 25 April, 1783, Read and concurred with.

Received from the Senate the bill for dividing Duplin County; a Bill to repeal an act entitled an act to vest the property of a Bridge or causeway in Gideon Lamb, his Heirs and assigns, by him already built through the great dismal swamp from Lebanon to Camden County, for the term of twenty-five years. Endorsed in Senate 25 April, 1783, Read the first time and passed.

Received from the Senate the petition of John Archibald, endorsed in the Senate 25 april, 1783, read & referred to the Committee to whom was referred the petition of Ralph Miller, which being read was referred on the part of this House to the said Committee.

Mr. Person, from the Committee on Privileges and Elections, reported as follows:

Your Committee on Privileges and Elections have examined the Petition of Mr. Willis of Bladen County respecting the election of members of the Commons from that County, with depositions and other papers relative thereto, also the deposition of the sheriff and Inspectors, and are of opinion that, although the election was not conducted in every respect agreeable to Law, that the representatives returned should keep their seats. All which is submitted.

THO. PERSON, Ch.

The House taking the said report into consideration, resolved that they do concur therewith.

The House adjourned until 3 o'clock P. M.

The House met according to adjournment.

Mr. Person, from a joint Balloting for a Governor, Secretary and Delegates, reported:

That the Honourable Alexander Martin, Esquire, was elected Governor; James Glasgow, Esquire, Secretary; Hugh Williamson, Benjamin Hawkins, Abner Nash and Richard Dobbs Spaight, Esquires, Delegates, by a Majority of the votes of both Houses of the General Assembly.

The House taking the said report into consideration, Resolved that they do concur therewith.

Mr. Whitaker moved for leave and presented a bill for the preservation of Records, which was read the first time, passed and sent to the Senate.

The Bill for the regulation of the town of Halifax was read the second time, amended, passed and sent to the Senate.

The Bill for appointing Commissioners to fix on a place to build a Court House, Prison and Stocks in the County of Randolph and for other purposes was read the second time, amended, passed and sent to the Senate.

The bill for levying a tax of one shilling specie on every hundred pounds value of taxable property in the County of Warren for the purpose of building a Court House, Prison and Stocks for the use of said County was read the third time, amended, passed and sent to the Senate.

The Bill to encourage John and James Bonner, jun., of Beaufort County to clear and make a road through the great Swamp and marsh on the south side of Pamlico river, opposite the town of Washington, was read the second time, passed and sent to the Senate.

Mr. J. Macon, from the joint Committee appointed to take under consideration the petition of John Simpson and others, Reported as follows:

That it appears to your Committee that James Williams, Esquire, has accidently lost a certificate to the value of five thousand four hundred and eighty pounds currency for his attendance at a General Assembly at Halifax in February, 1781, and it doth not appear to your Committee that the certificate hath been actually destroyed, but may by some means come into the Treasury by

some other person, Therefore, in justice to the public, no immediate allowance can be made the said Williams.

Your Committee also took under consideration the affidavit of Daniel Waggoner, whereby it appears that the said Waggoner was robbed of a certificate numbered 235 for the sum of twenty-three thousand six hundred & eighty-two pounds, dated June the 2d, 1781. Your Committee are therefore of opinion no immediate redress can be had.

Your Committee also took under consideration the Petition of Robert Forster, whereby it appears that he had destroyed by accident a Ticket for the sum of three thousand five hundred and thirty pounds currency, therefore are of opinion that the said sum be allowed him in consequence of the said certificate. All of which is humbly submitted.

J. MACON, Ch.

The House taking the said report into consideration, concurred therewith.

Ordered that it be sent to the Senate.

Resolved, that Mr. James Wilson have leave to absent himself from this House during this Session.

Resolved, that Mr. Person and Mr. Maclaine be a Committee to prepare and bring in an address to be presented His Excellency the Governor.

The several matters to this day referred being postponed the House adjourned till tomorrow morning 9 o'clock.

SATURDAY, 26 April, 1783.

The House met according to adjournment.

Mr. McDonald moved for leave and presented a bill for establishing the public Buildings at Henry Mongove's, Esq., in the County of Montgomery, which was read the first time, passed and sent to the Senate.

The Bill for levying a tax of one shilling specie on every hundred pounds value of taxable property in the County of Franklin for the purpose of building a Court House, Prison and Stocks was read the third time, passed and sent to the Senate.

Mr. Jackson moved for leave and presented a bill for fixing on a place in the County of Anson for building a Court House, Prison

and Stocks and for other purposes therein mentioned, which was read the first time, passed and sent to the Senate.

Mr. Jackson moved for leave and presented a bill for establishing a town on the land formerly belonging to William Best at the place where the road leading from Salisbury to the Cheraws crosses the road leading from Mask's Ferry to Camden in Anson County, which was read the first time, passed and sent to the Senate.

Mr. Person, from the joint Committee appointed to examine the accounts of the late Governor of this State and others, reported as follows:

That they have examined the accounts of Richard Caswell, Esquire, former Governor, together with the vouchers, and find them very just, fair and correct as they stand stated and settled with the auditors of the District of New Bern, and that there appears to be a balance due to the said Richard Caswell, Esquire, of thirteen shillings and one penny specie.

THOMAS PERSON, Ch.

Mr. J. Blount moved for leave to withdraw the above account for the use of the Auditors that settled the same. Ordered that he have leave accordingly.

Resolved, that Mr. Patrick Travis have leave to absent himself from the service of this House during the session.

Recd. the Petition of a number of the Inhabitants of Nash County. Ordered that the same be referred to the joint Committee appointed to report such Bills as are necessary to be passed into Laws this session.

Benjamin Exum, Esquire, Treasurer for the District of New Bern, delivered in a State of the Treasury, which was read and sent to the Senate.

The order of the day, for reading for the second time the Bill to enforce the attendance of the members of the General Assembly at the time which may hereafter be appointed for the meetings thereof, being called for and read, the bill according to order was read the second time, amended, passed and sent to the Senate.

The Bill to amend an act entitled an act concerning servants and slaves was read the third time, amended, passed and sent to the Senate.

The bill for levying a tax on every hundred pounds value of taxable property in the District of Halifax for repairing the Court House and Gaol of said District was read the second time, amended, passed and sent to the Senate.

Received from the Senate a bill for the relief of Thomas Clark and other persons therein named and to vest in them an indefeasible title to certain lands, hereditaments, goods, Chattels, rights and credits formerly the estate of James Murray, and to enable them to take possession thereof. Endorsed in Senate 26 April, 1783, Read the first time and passed.

Mr. Spaight moved for leave and presented a bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing property and of collecting the public taxes, which was read the first time, passed and sent to the Senate.

Mr. Cage moved for leave and presented a bill to empower the Commissioners therein mentioned to erect and build a Gaol and Stocks on the land of John Yancey, whereon the Court House now stands in Sullivan County, which was read the first time, passed and sent to the Senate.

The bill to amend an act passed at Hillsborough the 12th day of May, in the year 1782, entitled an act for the relief of persons who have suffered or may suffer by their deeds and mesne conveyances not being registered within the time heretofore appointed by Law, was read the second time, amended, passed and sent to the Senate.

The Bill to vest the title of a piece or parcel of land lying in Camden County in Isaac Guilford and his Heirs in fee-simple was read the first time, passed and sent to the Senate.

The bill to repeal an act entitled an act to vest the property of a Bridge or causeway in Gideon Lamb, his Heirs and assigns, by him already built through the great Dismal Swamp from Lebanon to Camden County, for the term of twenty-five years, was read the first time and was rejected.

Received from the Senate the report of the Committee on the Petitions of James Williams, Daniel Waggoner and Robert Forster, concurred with by that House.

Also the Petition from Nash County, endorsed referred as by the House of Commons.

Received from the Senate a Bill to enforce the attendance of the members of the General Assembly, &c. Endorsed in Senate 26 April, 1783, Read the second time and passed.

A Bill for cutting a canal from Clubfoot's Creek to Harloe's Creek to open communication between Neuse River and the Navigation of old Topsail Inlet. Endorsed in Senate 26 April, 1783, Read the first time and passed.

Received from the Senate a bill for regulating the town of Halifax; a Bill to encourage John and James Bonner, jun., of Beaufort County to clear and make a road through the great dismal swamp and marsh on the south side of Pamlico, &c.; a Bill for appointing Commissioners to fix on a place to build a Court House, prison and stocks in the County of Randolph, &c. Endorsed in Senate 26 April, 1783, Read the second time and passed.

The Treasurer of the District of Hillsborough delivered in a general state of the Treasury of said District, which was ordered to be filed.

The Bill for regulating the town of Halifax was read the third time, passed and sent to the Senate.

Read the Memorial of William Palmer. Ordered that it be referred to the Committee of Privileges and Elections.

Read the Petition of James Spicer. Ordered that the same be referred to a joint Committee, that Mr. Ward, Mr. J. Blount, Mr. Winslow, Mr. Skinner and Mr. Brickell be a Committee on the part of this House for that purpose.

Mr. Winslow moved for leave and presented a bill to encourage James Williams to repair and keep in good order the toll-bridge over the lower Little River in Cumberland County, which was read the first time, passed and sent to the Senate.

Mr. Bond moved for leave and presented a bill to Inhibit and put an end to the entering up Judgments on Bonds commonly called Judgment Bonds, which was read the first time, passed and sent to the Senate.

The Bill to encourage John & James Bonner, jun., of Beaufort County to clear and make a road through the great Swamp and Marsh on the south side of Pamlico River, opposite the town of Washington, was read the third time and sent to the Senate.

Resolved, that Mr. Sanders have leave to absent himself from the service of the House for a few days.

Resolved, that John Taylor and Memucan Hunt, late Auditors for this State, grant a certificate of an allowance of two thousand two hundred pounds currency, dated in the month of April in the year 1781 and numbered 1, to supply the place of a certificate of that tenor made out by the said Auditors to William Tate and which appears never to have been delivered to him, but by some accident or other to have been destroyed.

Ordered that the above resolve be sent to the Senate for concurrence.

Dr. Nunan moved for leave and presented a bill for repairing the Court House and Prison in the town of Salisbury, which was read the first time, passed and sent to the Senate.

The Bill for cutting a Canal from Clubfoot's Creek to Harloe's Creek to open a communication between Neuse River and the Navigation of old Topsail Inlet was read the first time, passed and sent to the Senate.

Received from the Senate a bill to establish a town on the land formerly belonging to William Best, &c.; a Bill for fixing on a place in the County of Anson for building a Court House, &c.; a Bill for the preservation of Records; a Bill for establishing the public buildings at Henry Mongour's, &c.; a Bill to empower the Commissioners therein mentioned to erect and build a gaol & stocks on the land of John Yancy, &c. Endorsed in Senate 26 April, 1783, read the first time and passed.

A Bill to amend an act passed at Hillsborough the 12 day of May, 1782, entitled an act for the relief of persons who have suffered or may suffer by their deeds and mesne conveyances not being registered within the time heretofore appointed by law; a Bill to vest the title of a piece or parcel of land lying in Camden County in Isaac Guilford, &c. Endorsed in Senate 26 April, 1783, Read the second time, amended and passed.

A Bill for ascertaining what property in this State shall be deemed taxable property, &c. Endorsed in the Senate 26 April, 1783, Read the first time & passed.

The House adjourned till Monday morning 9 o'clock.

MONDAY, 28 April, 1783.

The House met according to adjournment.

Mr. Geddy presented a petition from Thomas Davis, public printer, which being read was referred to a joint Committee, the members chosen on the part of this House, Mr. Gillispie, Mr. Lock and Mr. Person.

Mr. William Gilbert and Mr. Richard Singleton, the members for Rutherford County; Mr. John Childs, one of the members for Richmond County, and Mr. James Gallaway, one of the members for Guilford County, appeared, were qualified and took their seats.

Received from the Senate the resolve of this House impowering John Taylor and Memucan Hunt, late Auditors, &c., to issue a certificate for the sum therein mentioned to William Tate, concurred with by that House; also the petition of James Spicer. Endorsed in Senate 26 April, 1783, Read and referred to Mr. Coor, Mr. Irwin, Mr. Hill & Mr. Johnston.

The Bill to prevent frauds being committed by private gifts was read the second time and rejected.

Mr. Montfort moved for leave and presented a bill to enable Thomas Hill, Guardian of Elizabeth Henry Hill, to convey to Jos. Cocke and Winifred, his wife, the negro slaves therein mentioned, which was read the first time, passed and sent to the Senate.

Received from the Senate the bill to encourage James Williams to repair and keep in good order the toll-bridge over the lower Little River in Cumberland County; a bill for repairing the Court House and Prison in the town of Salisbury; a bill to inhibit and put an end to the entering up of Judgments on Bonds commonly called Judgment Bonds. Endorsed in Senate 26 April, 1783, Read the first time and passed.

A Bill for levying a tax on every hundred pounds value of taxable property in the District of Halifax for repairing the Court House and Gaol of said district. Endorsed in Senate 26 April, 1783, Read the second time, amended and passed.

A Bill for cutting a Canal from Clubfoot's Creek and Harloe's Creek to open a communication between Neuse River and the Navigation of old Topsail Inlet. Endorsed in Senate 28 April, 1783, Read the second time, amended and passed.

Received from the Senate the report of the Committee to whom

was referred the Petition of Richard Cogdell, late Treasurer, &c., which being read was rejected.

Received from the Senate the Petition of Thomas Davis, Public Printer. Endorsed in Senate 28 April, 1783, Read and referred to Mr. Battle, Mr. Lane and Mr. Hill.

Resolved, that the bill for ascertaining what property in this State shall be deemed taxable property, &c., be read tomorrow for the second time.

Received from the Senate a message appointing two members of their body to wait upon His Excellency the Governor with such members of this House as might be appointed to acquaint him of the vote of the General Assembly respecting the Chief Magistracy, which being read the proposition was rejected, whereupon the following resolution was entered into:

Resolved by the General Assembly, that his Excellency Governor Martin be informed that his address on delivering the public dispatches is ordered to be entered on the Journals, that his congratulations on the happy termination of the war, the restoration of Peace and the important alliance with their high Mightinesses, the States General of the United Netherlands, receive our approbation.

That his Excellency needs no assurances from us to believe that we view those grand Interesting events with the highest pleasure and the most heart-felt satisfaction. That we shall endeavor by some channel to convey our high sense of gratitude for the Generosity and Magnanimity of his most Christian Majesty, our illustrious Ally, and the brave and mighty Nation over whom he reigns, with whose assistance in the hour of danger, by the blessing of Almighty God, a people have been saved from oppression, the rights of humanity vindicated and a glorious acquisition, the object our wishes, is gained.

That the important objects of Legislation recommended in the address will be attended to in the course of the session.

Mr. Winslow moved for leave and presented a bill for establishing a new District Court by the name of the Superior Court of Law and Equity for the District of ———— , which was read the first time, passed and sent to the Senate.

The Bill for repairing the Court House and Prison in the town

of Salisbury was read the second time, amended, passed and sent to the Senate.

Mr. Gillispie moved for leave and presented a Bill for the promotion of learning in the District of Wilmington, which was read the first time, passed and sent to the Senate.

The Bill for the relief of Thomas Clark and other persons named therein and to vest in them an indefeasible title to certain lands, heriditaments, goods, chattels, rights and credits formerly the estate of James Murray, and to enable them to take possession thereof, was read the first time, passed and sent to the Senate.

Mr. Blount moved for leave and presented a Bill for opening the land office, for the redemption of Specie Certificates and discharging the arrears due to the army, which was read the first time, passed and sent to the Senate.

The Bill for appointing Commissioners to fix on a place to build a Court House, prison and stocks in the County of Randolph, &c., was read the third time, amended, passed and sent to the Senate.

Received from the Senate a Bill to enable Thomas Hill, Guardian of Elizabeth Henry Hill, to convey to Joseph Cocke and Winifred, his wife, the Negro Slaves therein mentioned. Endorsed in Senate 28 April, 1783, Read the first time and passed.

The bill for levying a tax on every hundred pounds of taxable property in the district of Halifax for repairing the Court House and Gaol of said District was read the third time, amended, passed and sent to the Senate.

Mr. W. Bryan moved for leave & presented a Bill for levying a tax on every hundred pounds value of taxable property in the District of New Bern for repairing the Court House and Gaol in the said District, which was read the first time, passed and sent to the Senate.

Resolved, that the bill to inhibit and put an end to the entering up of judgments on Bonds, commonly called Judgment Bonds, be read tomorrow for the second time.

Mr. Person moved for leave & presented a Bill for repealing Two Acts of the General Assembly and for suspending for a limited time the fifth section or clause of an act passed in the year 1715, entitled an act concerning old titles of lands and for avoiding suits in law, which was read the first time, passed and sent to the Senate.

The Bill establishing the public buildings at Henry Mongour's, Esq., in the County of Montgomery, was read the second time, passed and sent to the Senate.

The Bill to encourage James Williams to repair and keep in good order the toll-bridge over the lower Little River in Cumberland County was read the second time, passed and sent to the Senate.

Mr. Person moved for leave and presented a Bill for altering the times of Holding the County Courts of Pleas and Quarter Sessions in the Counties of Caswell and Warren in this State and for other purposes, which was read the first time, passed and sent to the Senate.

The Bill to amend an act passed at Hillsborough the 12th day of May in the year 1782, entitled an act for the relief of persons who have suffered or may suffer by their deeds and mesne conveyances not being registered within the times heretofore appointed by Law, was read the third time, passed and sent to the Senate.

The Bill to amend an act passed at New Bern the 15th day of November, 1777, for making provision for the poor and other purposes, was read the second time, amended, passed and sent to the Senate.

The Bill for cutting a Canal from Clubfoot's Creek to Harloe's Creek to open a communication between Neuse River and the navigation of old Topsail Inlet was read the second time, amended, passed and sent to the Senate.

The bill for fixing on a place in the County of Anson for building a Court House, Prison and Stocks and for other purposes therein mentioned was read the second time, passed and sent to the Senate.

The Bill for establishing a town on the land formerly belonging to William Best at the place where the road leading from Salisbury to the Cheraws crosses the road leading from Mask's Ferry to Camden in Anson County was read the second time, amended, passed and sent to the Senate.

Received from the Senate the Bill for the promotion of learning in the District of Wilmington; a Bill for repealing two acts of the General Assembly and for suspending for a limited time the fifth section or clause of an act passed in the year 1715, entitled an act concerning old titles of Lands, &c.; a Bill for opening the land

office, for the redemption of Specie Certificates and discharging the arrears due to the Army. Endorsed in the Senate 28 April, 1783, Read the first time and passed.

A Bill for establishing the public buildings at Henry Mongour's, Esq., in the County of Montgomery. Endorsed in Senate 28 April, 1783, Read the second time and passed.

The Bill to empower the Commissioners therein mentioned to erect and build a Gaol and Stocks on the land of John Yancey, &c., was read the second time, amended, passed and sent to the Senate.

Read the Petition of a number of people who purchased lands of Henry Eustace McCullock and who have reserved sums of money for paper Currency to discharge the bonds given for the purchase money, &c.

Ordered that the said Petition be referred to the joint Committee appointed to report what bills are necessary to be passed into laws this Session.

The House adjourned till 3 o'clock P. M.

The House met according to adjournment.

The Bill for the preservation of Records was read the second time and rejected.

The Bill to vest the title of a piece or parcel of land lying in Camden County in Isaac Guilford and his heirs in fee-simple was read the second time, amended and sent to the Senate.

Received from the Senate the Bill for establishing a town on the land formerly belonging to William Best at the place where the road leading from Salisbury to the Cheraws crosses the road leading from Mask's Ferry to Camden; a Bill for repairing the Court House & Prison in the town of Salisbury. Endorsed in Senate 28 April, 1783, Read the second time and passed.

A Bill for establishing a new District Court by the name of the Superior Court of Law and Equity for the District of———; a Bill for levying a tax on every hundred pounds value of taxable property in the District of New Bern, &c. Endorsed in Senate 28 April, 1783, Read the first time and passed.

The Bill for establishing the public buildings at Henry Mongour's, Esq., in the County of Montgomery, was read the third time, passed and sent to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Resolve of your body this day, purporting to be the act of the General Assembly, we have thought proper to reject, which we have been induced to do partly by a belief that it might be amended and partly because of its having been first signed by the Speaker of the House of Commons is, as we conceive, a deviation from that mode of doing business which hath hitherto regulated in such matters the two branches of the Legislature. We send herewith a resolve which we propose instead of the one by us rejected; if you agree to it we propose that Mr. Johnson & Mr. Moore, with such members of your House as you may think proper to appoint, wait on His Excellency the Governor therewith.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We send you herewith a resolve of this House for your Concurrence and hope the objections in your last message will be removed; if concurred with by your House you'll please to appoint some of your body, who, together with Mr. Avery and Mr. Person on the part of this House, may deliver the same to His Excellency as the sense of the General Assembly.

Received from the Senate the Petition of a number of the Inhabitants of Northampton County relative to the conduct of Joseph Wood, Esquire, a Justice of the Peace of the said County. Endorsed in Senate, read and referred to a joint Committe, the members chosen, Mr. Hunter, Mr. Irwin & Mr. McCullock. The said Petition was Read and referred on the part of this House to Mr. Brickell, Mr. Horn, Mr. Caswell, Mr. Whitaker & Mr. Herritage.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have appointed Messrs. Macon, Hawkins and Mebane to act jointly with such Gentlemen as you may appoint to devise some method of paying up the arrears of pay due to the Continental Officers and Soldiers belonging to the regiments raised in this State.

Read the Petition of Thomas and James Cotton. Ordered that the same be referred to a joint Committee and that the members

chosen to devise ways and means of paying the arrearages of pay to the Continental Officers and Soldiers be a Committee on the part of this House for that purpose.

Received from the Senate a Bill for altering the times of holding the County Courts of Pleas and Quarter Sessions in the Counties of Caswell and Warren, &c. Endorsed in Senate 28 April, 1783, Read the first time and passed.

A Bill for fixing on a place in the County of Anson for building a Court House, prison and Stocks, &c.; a Bill to impower the Commissioners therein mentioned to erect and build a Gaol & Stocks on the land of John Yancey, &c. Endorsed in Senate 28 April, 1783, Read the second time and passed.

A Bill to vest the title of a piece or parcel of land lying in Camden County in Isaac Guilford, &c. Endorsed in Senate 28 April, 1783, Read the third time and passed.

The House adjourned till tomorrow morning 9 o'clock.

TUESDAY, 29 April, 1783.

The House met according to adjournment.

Resolved, that the Bill for opening the land office, for the redemption of Specie certificates and discharging the arrears due to the Army be read tomorrow the second time.

Resolved, that Mr. Lane have leave to absent himself from the service of the House during the session and Mr. H. Macon after Thursday and until Monday next.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate have concurred with the resolve of your House communicating to His Excellency the Governor the Sense of the General Assembly as to the several important matters therein alluded to and have appointed Mr. Johnson and Mr. Moore to attend His Excellency with the Gentlemen by you Nominated to present him with the same.

The Bill to enforce the attendance of Jurors in the several Courts in this State, to provide for their subsistence when attending and also to ascertain the pay of witnesses attending said Courts was read the second time, amended, passed & sent to the Senate.

Received from the Senate a bill to amend an act entitled an act

for the better observation & keeping of the Lord's day, commonly called Sunday, and for the more effectual suppression of vice and immorality, passed at Edenton the fourth day of April, 1741. Endorsed in Senate 29 April, 1783, Read the first time and passed.

A Bill for the relief of Thomas Clark and other persons therein named and to vest in them an indefeasible title to certain lands, hereditaments, goods, chattels, rights and credits formerly the estate of James Murray, &c. Endorsed in Senate 29 April, 1783, Read the second time and passed.

On reading the bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing property and collecting the public taxes, it was moved and seconded that the words "*all stock in trade,*" as it stood in the Bill, should be struck out. This being objected to the question was put and carried in the negative.

The Yeas and Nays, being requested by Mr. Winslow, are as follows:

Yeas, Messrs. Geddy, Montfort, Caswell, Bond, Horn, Walters, Herritage, Brickell, Turner, Harget, J. Blount, Jordan, M. Jones, W. Blount, Brown, Cumming, B. Jones, Nunan, Ward, H. Macon, Martin, A. Maclaine, Aulds, W. Bryan, Thomas, Reading, Howard, Winslow, Lucas, Bledsoe, Alderson, Allen, Gilbert, Singleton, Leak and Gallaway—36.

Nays, Messrs. Gee, Mebane, Farmer, McKinne, Moy, Clinton, Whitfield, Lock, Kennon, Berger, Skinner, Avery, A. Bryan, Whitaker, Diggs, Harper, Randal, Shelton, J. Macon, Vaughan, Jeffreys, Person, Ferebee, Reddick, D. Wilson, R. McLean, Lewis, Jackson, Cain, Lenoir, Herndon, Hawkins, Gillispie, Cage, Reed, McDonald and Childs—37.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

General Jones, General McDowell, Mr. Everagen, Mr. Hill and Mr. Irwin will act with the gentlemen by you appointed to devise the method of paying up the arrears of pay due the Continental Officers and Soldiers that have belonged to the Regiments raised in this State.

Received from the Senate the Petition of Thomas and James Cotton. Endorsed in Senate 28 April, 1783, Read and referred as by the House of Commons.

Received from the Senate a Bill to amend an act passed at New Bern the 15th day of November, 1777, for making provision for the poor and other purposes; a Bill to enforce the attendance of Jurors on the several Courts in this State, to provide for their subsistance when attending, &c. Endorsed in Senate 29 April, 1783, Read the second time, amended and passed.

A Bill for cutting a Canal from Clubfoot's Creek to Harloe's Creek to open a communication between Neuse River and the Navigation of old Topsail Inlet. Endorsed in Senate 29 April, 1783, Read the third time and passed.

The Bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing property and of collecting the public taxes was read the second time, passed and sent to the Senate.

Mr. Robert Webb, one of the members for Richmond County, appeared, was qualified and took his seat.

Received from the Senate the Memorial of Richard Henderson, &c., endorsed in Senate 29 April, 1783, read and referred to a joint Committee, members chosen, Genl. Rutherford, Mr. Martin, Mr. Irwin & Mr. Armstrong, which being read was referred on the part of this House to a joint Committee, members chosen, Mr. J. Blount, Mr. Cumming, Mr. Person, Mr. Martin, Mr. Maclaine, Mr. Avery and Mr. Gallaway.

Received from the Senate a Letter from the Honorable Sam. Ashe, which was read and ordered to lie on the table.

Mr. Winslow moved for leave and presented a Bill for altering the name of Campbelton to ——— and for appointing Commissioners to lay off streets for the regulation of the said town and for giving a further time for saving lots in the Lower Town, which was read the first time, passed and sent to the Senate.

The Bill for cutting a Canal from Clubfoot's Creek to Harloe's Creek to open a communication between Neuse River and the Navigation of Old Topsail Inlet was read the third time, passed and ordered to be Engrossed.

Mr. Vaughan moved for leave and presented a Bill to repeal an act entitled an act to suppress excessive gaming, which was read the first time, passed and sent to the Senate.

Received from the Senate a resolve allowing Timothy Blood-

worth the sum of six pounds specie, also one other Resolve allowing the said Bloodworth the sum of Eleven thousand one hundred & thirty-eight pounds Currency, which being read were concurred with and returned to the Senate.

Received from the Senate a Resolve directing the Hillsborough District Auditor to re-issue Certificates to the several persons therein mentioned, which was read, concurred with and ordered to be returned to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate have added General Jones to the Committee appointed to prepare and bring in such bills of a General and public nature as may be necessary to be passed into Laws by the present Assembly.

Resolved, that a message be sent to the Governor to acquaint his Excellency that the two Houses of the General Assembly propose meeting in the Church tomorrow at 4 o'clock to present their address to his Excellency on his re-election to the office of Governor, where we request his attendance to receive the same and the investiture of his office as Chief Magistrate in the usual forms.

Resolved, that the following address be presented his Excellency the Governor:

To His Excellency Alexander Martin, Esquire, Governor, Captain-General and Commander-in-Chief in and over the State of North Carolina:

SIR:

The General Assembly, from a thorough conviction of the justice, rectitude and moderation of your Excellency's Administration and of your attention to the Laws and Constitution of your Country, have, by a considerable Majority of the members which constitute the two branches of the Legislature, elected you their Chief Magistrate for another year.

When we reflect that you have conducted your administration in a manner so honourable to yourself and so pleasing to the people at large during a destructive war, when almost every part of the State was convulsed by intestine divisions, we entertain the most flattering hopes that as the blessings of peace are now happily restored and order and tranquility may be expected to take the

place of discord and confusion, we shall enjoy under the auspices of your Excellency every blessing for which a free people could wish.

Ordered that the foregoing resolve and address be sent to the Senate for Concurrence.

Whereas, by a Resolve of the last General Assembly dated in the House of Commons the 27th of April, 1782, and concurred with in the Senate the 29th of the same month, reciting that as it appeared that the persons nominated to the Commission of the Peace at the Sessions of Halifax and Wake were nominated only on the part of the House of Commons, whereas in truth and in fact they were also appointed by the Senate, it was resolved that no Commission should issue in consequence of such appointment and nomination, except expressly directed by the General Assembly, and that all such nominations were illegal, therefore resolved, that the said resolve shall be and the same is hereby rescinded and utterly vacated.

Ordered that the above Resolve be sent to the Senate for Concurrence.

The House adjourned till tomorrow morning 9 o'clock.

WEDNESDAY, 30 April, 1783.

The House met according to adjournment.

Mr. Mebane moved for leave and presented a Bill to quiet the possession of certain lands in the County of Orange, which was read the first time and rejected.

Mr. Phil. Hawkins moved for leave and presented a Bill to keep open Roanoke River for the passage of Fish up the same and for other purposes therein mentioned, which was read the first time, passed and sent to the Senate.

Received from the Senate the resolve of this House for rescinding a Resolution of the last General Assembly relative to the nomination and appointment of Justices of the Peace at the Sessions at Halifax and Wake, concurred with by that House.

Received from the Senate a Bill for altering the name of Campbelton to ——— and for appointing Commissioners to lay off streets, for the regulation of the said town and for giving a further time for saving lots in the lower town. Endorsed in Senate 29 April, 1783, Read the first time and passed.

On a motion made and seconded that the resolve of this House declaring void the election of Washington County be rescinded and Mr. Daniel Kennady, who was returned as being duly elected a member for said County, admitted to take a seat in this House; this being objected to the question was put and carried in the negative. The yeas and nays, being required by Mr. Avery, are as follows:

Yeas, Messrs. Gee, Mebane, Lock, Berger, Avery, Diggs, Turner, J. Macon, Martin, Wilson, Robt. McLean, Lewis, Leak, Cain, Lenoir, Lucas, McDonald, Gilbert, Singleton, and Childs—20. Nays, Messrs. Montfort, Farmer, McKinne, Moy, Caswell, Whitfield, Skinner, A. Bryan, Horn, Herritage, Whitaker, Brickell, Harget, Harper, J. Blount, Jordan, Randal, M. Jones, W. Blount, Shelton, Brown, Vaughan, Ward, Phifer, Person, Ferebee, Reddick, A. Maclaine, Jackson, W. Bryan, Thomas, Gillispie, Reading, Howard, Winslow, Bledsoe, Reed, Alderson, Gallaway, Webb and Walters—41.

The Bill to amend an act entitled an act for the better observation & keeping of the Lord's Day, commonly called Sunday, &c., was read the first time, passed and sent to the Senate.

Received from the Senate a resolve directing the Clerk of the House of Commons to re-issue a certificate to John Simpson, Esq., and also directing the Board of Auditors for the District of New Bern to re-issue Certificates to the persons therein mentioned, which being read was rejected.

Received from the Senate the report of the joint Committee to whom was referred the Petition of Mr. Thomas Davis, which being read was concurred with and returned to the Senate.

Received from the Senate a resolve allowing Thomas Davis, Esquire, the sum of one hundred and fifty-eight pounds specie, which being read was concurred with and returned to the Senate.

The Bill for establishing two public schools in the County of Onslow and for other purposes was read the second time, amended, passed & sent to the Senate.

The Bill for the relief of Thomas Clark and other persons therein named and to vest in them an indefeasible title to certain lands, hereditaments, goods, chattels, rights and credits formerly the estate of James Murray, &c., was read the second time, passed and sent to the Senate.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have added to the Committee to prepare bills of a public nature Col. Hawkins, Genl. Person, Genl. Bryan, Col. Geddy and Mr. Aulds, and propose that the two Houses may adjourn from time to time until that Committee have finished the business of their appointment.

Received from the Senate the Memorial of Arthur Campbell, endorsed in Senate 29 April, 1783, read and referred to the Committee appointed to report on the Petition of Richard Henderson, which being read was referred to the said Committee on the part of this House.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate approve of the address to his Excellency the Governor herewith returned, concurred with the resolve of your House on that head, and have appointed Mr. Johnson and Mr. Moore, who will act with such Gentlemen as may by you be nominated to attend his Excellency with the same.

Resolved, that Mr. William Cumming have leave to absent himself from the service of the House during the session.

Received from the Senate the Bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing property and of collecting public taxes. Endorsed in Senate 30 April, 1783, Read the second time, amended and passed.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly of the State of North Carolina:

GENTLEMEN:

With the highest pleasure, I present you with a Proclamation by the United States in Congress Assembled, declaring the cessation of arms as well by sea as land, agreed upon between the United States of America and his Brittannic Majesty, and enjoining the observance thereof as transmitted to me by the Minister of foreign affairs, on which auspicious event permit me to redouble my congratulations.

ALEX. MARTIN.

Ordered that the above message and the proclamation therein alluded to be sent to the Senate.

Mr. Timothy Bloodworth, one of the members for New Hanover County, appeared, was qualified and took his seat.

Mr. Avery presented a Petition from a number of the Inhabitants on Cumberland River praying to have Courts of Justice established, &c., which being read, Mr. Avery moved for leave to prepare and bring in a Bill agreeable to the prayer of said Petition. Ordered that he have leave accordingly.

Received from the Senate the Memorial of John Wilcox, endorsed in Senate 30 April, 1783, read and referred to the Committee appointed to report on the Memorial of Richard Henderson, which being read was agreed to by this House.

Received from the Senate a bill to keep open Roanoke River for the passage of fish up the same and for other purposes therein mentioned. Endorsed in Senate 30 April, 1783, Read the first time and passed.

A bill for the relief of Thomas Clark and other persons therein named and to vest in them an indefeasible title to certain lands, hereditaments, goods, chattels, rights and credits formerly the estate of James Murray, &c. Endorsed in Senate 30 April, 1783, Read the third time and passed.

Read the Deposition of John Douglass, Esq., setting forth that his House was burned with a number of certificates, whereupon resolved, that the same be referred to the Committee to whom was referred the Memorial of John Simpson, Esq.

Read the recommendation of Caswell Court in favour of Thomas Smith. Ordered that the same be referred to a joint Committee, that Mr. Bloodworth, Mr. Montfort, Mr. Avery, Mr. Kennon and Mr. Martin be a Committee on the part of this House, who are also to consider and report on some general mode of relief to disabled persons, &c.

Mr. Lewis moved for leave and presented a Bill for assuring to the purchasers therein described the lands by them purchased, which was read the first time, passed and sent to the Senate.

Resolved, that the Bill for the relief of Thomas Clark and other persons therein named and to vest in them an indefeasible title to certain lands, hereditaments, goods, Chattels, rights and credits

formerly the estate of James Murray, and to enable them to take possession thereof, be read tomorrow for the third and last time.

The Bill to inhibit and put an end to the entering up of Judgments on bonds, commonly called Judgment Bonds, was read the second time, amended, passed and sent to the Senate.

Received from the Senate the Bill for vesting the title of a certain piece of land in Ralph Miller of Bladen County; a Bill for repealing an act entitled an act for appointing a place for the future meetings of the General Assembly. Endorsed in Senate 30 April, 1783, Read the first time and passed.

Mr. Maclaine presented an address from Colonel Thomas Clark and Captain James Reid in behalf of the officers and soldiers of the North Carolina Line, which being read was referred to the Committee appointed to report what bills are necessary to be passed into Laws, &c.

Resolved, that Frederick Hambright and Jonathan Gillick of Lincoln, Livingston Isbell of Wilkes, James Johnston and John Moore of Lincoln, and William Colvard of Wilkes County have leave to resign their Commissions as Justices of the Peace, respectively; that John Shelby, Major of Sullivan, and Frederick Hambright, Lieutenant-Colonel of Lincoln County, have leave to resign their Commissions in said Counties.

The House adjourned till tomorrow morning 6 o'clock.

THURSDAY, 1 May, 1783.

The House met according to adjournment.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have appointed Mr. William Bryan and Mr. Matt Jones, who will act jointly with such Gentlemen of the Senate as may be appointed to devise ways and means to procure writing paper for the present session, it evidently appearing there will be a want of that article.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate have added Mr. John A. Campbell, Mr. James Campbell and Mr. Irwin to the Committee to prepare & bring in Bills of

a public nature, and accede to your proposition as to the adjournment of the two Houses.

Received from the Senate the Bill to indemnify such persons as have acted in defence of the State and for the preservation of the Peace during the late war from vexations and prosecutions. Endorsed in Senate 30 April, 1783, Read the first time and passed.

Ordered that the said Bill be read. The same was read the first time, passed and sent to the Senate.

The Bill for vesting the title of a certain piece of land in Ralph Miller of Bladen County was read the first time, passed and sent to the Senate.

Received from the Senate a Bill for assuring to the purchasers therein described the lands by them purchased. Endorsed in Senate 1 May, 1783, Read the first time and passed.

A Bill for establishing two public schools in the County of Onslow and for other purposes. Endorsed in Senate 1 May, 1783, Read the second time and passed.

Received from the Senate the Deposition of John Douglass. Endorsed in Senate 1 May, 1783, Read and referred as by the Commons.

Received from the Senate the resignation of James Campbell & of Robert Lindsey, which being read were accepted of and returned to the Senate.

The Bill for establishing a Town on the land formerly belonging to William Best, at the place where the road leading from Salisbury to the Cheraws crosses the road leading from Mask's Ferry to Camden in Anson County was read the third time, amended, passed and sent to the Senate.

The Bill for fixing on a place in the County of Anson for building a Court House, prison and stocks and for other purposes therein mentioned was read the third time, passed & sent to the Senate.

A certificate from William Bell, Commissioner of Randolph County, certifying that he issued to Samuel Clark a certificate for Beef furnished by him, the said Clark, was read & ordered that the same be referred to the Committee to whom was referred the Petition of John Simpson.

Received from the Senate the Petition of Roger Smith. Endorsed in Senate 1 May, 1783, Read and referred to the Committee to whom

was referred the recommendation of Caswell Court in favour of Thomas Smith. The said petition being read was referred on the part of this House to the said Committee.

Received from the Senate the report of the Committee to whom was referred the Petition of sundry persons in favour of Joseph Wood, Esq., of Northampton County. Endorsed in Senate 30 April, 1783, Read and concurred with.

The said report being read was concurred with and returned to the Senate.

Received from the Senate the recommendation of Caswell Court in favour of Thomas Smith. Endorsed in Senate 1 May, 1783, Read and referred to Mr. Hunter, Mr. Williams and Mr. Moore.

Received from the Senate the report of the Committee to whom was referred the Petition of Ralph Miller. Endorsed in Senate 30 April, 1783, Read and concurred with. The said report being read was concurred with by this House and returned to the Senate.

Mr. Person, from the joint Committee appointed to examine and report upon the accounts of the late Governor, Delegates in Congress and others, reported as follows:

That they have examined the accounts of Whitmill Hill, Esq., late a Delegate, and found them just and fair as they stand stated and that there is a balance due to the said Whitmill Hill of six hundred and sixty-five pounds specie.

Your Committee have also examined the accounts of Samuel Johnston, Esquire, late a Delegate, and find them just and fair as they stand stated and that there appears to be a balance of four hundred and nine pounds twelve shillings and six pence specie due to him, and it is the opinion of your Committee that a resolve similar to the one entered into at the last Session of Assembly in favour of William Sharpe, Esq., be entered into in favour of the said Whitmill Hill and Samuel Johnston, Esq. All which is humbly submitted.

THOS. PERSON, Ch.

The House taking the said report into consideration, concurred therewith.

Resolved, that the District Treasurers or either of them pay unto Whitmill Hill, Esquire, the sum of six hundred and sixty-five pounds specie, with interest thereon from the date hereof, the same

being the balance of his account for services as a delegate in the Continental Congress, for which sum the Treasurer shall be allowed in the settlement of his public accounts.

Resolved, that the District Treasurers or either of them pay unto Samuel Johnston, Esquire, the sum of four hundred and nine pounds twelve shillings and six pence specie, with interest thereon from the date hereof, the same being the balance of his account for services as a Delegate in the Continental Congress, for which sum the Treasurer shall be allowed in the settlement of his accounts.

The House adjourned till tomorrow morning 6 o'clock.

FRIDAY, 2 May, 1783.

The House met according to adjournment.

Mr. Thomas Bloodworth, one of the members for New Hanover County, appeared, was qualified and took his seat.

Mr. Geddy presented a Petition of Cole Mountflorence, which was read and ordered to be referred to a joint Committee, the members chosen, Mr. W. Bryan, Mr. Geddy, Harget, Jordan, J. Blount & Gillispie on the part of this House.

Mr. Lock presented a petition from Richard Kerr, which being read was ordered to be referred to the Committee to whom was referred the Petition of John and James Cotton.

Mr. Archibald Maclaine suggested to the House that Mr. Timothy Bloodworth was not eligible to a seat in the General Assembly, from his being by the last General Assembly appointed Treasurer of the District of Wilmington, whereupon the House took into consideration the legality of his holding a seat, and after some time spent in debate it was resolved that he retain a seat in this House, whereupon Mr. Person, in behalf of himself and others, moved for leave to enter a protest against the legality thereof.

Ordered that he have leave accordingly.

Mr. Archibald Maclaine acquainted the House that Mr. Thomas Bloodworth was Marshal of the Court of Admiralty for Port Brunswick and by holding that appointment was not eligible to a seat in the General Assembly, whereupon the House Resolved that his seat as a member of this House be considered as vacated.

Resolved, that Mr. Phil. Hawkins have leave of absence until Tuesday next.

The House adjourned till 4 o'clock P. M.

The House met according to adjournment.

The Petition of Waightstill Avery, Esquire, was read. Ordered that the same be referred to the Committee to whom was referred his other claims.

Mr. Eli West, one of the members for Carteret County, appeared, was qualified and took his seat.

Mr. W. Bryan moved for leave and presented a Bill for appointing Commissioners to take into their possession sundry articles of public property and to secure them from embezzlement and further waste, which was read the first time, passed and sent to the Senate.

Mr. Cumming moved for leave and presented a Bill for the Establishment of a scale of depreciation, with a provision for suits commenced, for paper Currency and for suspending the operation of the laws therein mentioned, which was read the first time, passed and sent to the Senate.

Received from the Senate the Petition of Richard Kerr. Endorsed in Senate 2 May, 1783, Referred as by the House of Commons.

Received from the Senate the Bill for vesting the title of a certain piece of land in Ralph Miller of Bladen County. Endorsed in Senate 2 May, 1783, Read the second time and passed.

A Bill to indemnify such persons as have acted in defence of the State & for the preservation of the Peace during the late war from vexatious suits and prosecutions. Endorsed in Senate 2 May, 1783, Read the first time and passed.

Received from the Senate the address from Col. Clark and Capt. James Reed, also a certificate from Wm. Bell in favour of Samuel Clark. Endorsed in Senate 2 May, 1783, Read and referred as by the Commons.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly:

GENTLEMEN:

I present you with a General State of the Treasury, according to the returns made me by the several Treasurers.

ALEX. MARTIN.

Ordered that the said State be sent to the Senate.

Received from the Senate the report of the Committee on the accounts of the Honourable Whitmill Hill & Samuel Johnston, Esquires, and the resolves of this House allowing them certain Sums therein mentioned. Endorsed in Senate 2 May, 1783, Concurred with.

Mr. Cumming moved for leave and presented a Bill to amend an act entitled an act to vest the property of a bridge or Causeway in Gideon Lamb and his heirs, by him already built through the great Dismal Swamp from Lebanon to Camden County, for the term of twenty-five years, which was read the first time, passed & sent to the Senate.

On motion, ordered that the claim of Daniel Waggoner be recommitted to the same Committee to whom it was first referred.

Received from the Senate a Resolve for freeing William Branch, Esquire, from the consequences of having taken a parole from the Enemy & restoring him to the office of a Justice of the Peace for said County, which being read was rejected.

Received from the Senate the Petition from Rutherford County. Endorsed in Senate, Read and referred to a joint Committee, the members chosen, Mr. Alexander and Genl. Rutherford. The said Petition being read was referred on the part of this House to Mr. Gee, Mr. Herndon, Mr. Bond, Mr. Winslow & Mr. West.

Received from the Senate the Bill to Inhibit and put an end to the entering up Judgments on Bonds, commonly called Judgment Bonds. Endorsed in Senate 2 May, 1783, Read the second time, amended and passed.

A Bill for altering the name of Jonathan Bronocks to that of Jonathan Briant. Endorsed in Senate 2 May, 1783, Read the first time and passed.

The order of the day, for reading for the third and last time the Bill for the relief of Thomas Clark and other persons therein named and to vest in them an indefeasible title to certain lands, hereditaments, goods, chattels, rights & credits formerly the estate of James Murray, and to enable them to take possession thereof, being called for and read, the said Bill, according to order, was read the third time, passed and ordered to be engrossed, whereupon the yeas and nays, being required by Mr. J. Macon, are as follows:

Yeas, Messrs. Geddy, Gee, Mebane, Montfort, McKinne, Moy, Clinton, Farmer, Bloodworth, Berger, Spaight, Skinner, Bond, Avery, A. Bryan, Horn, Herritage, Diggs, Turner, Harper, J. Blount, Jordan, M. Jones, W. Blount, Shelton, Brown, Vaughan, B. Jones, Nunan, Ward, Martin, Ferebee, Riddick, R. McLean, Archd. Maclaine, Leak, Lewis, Aulds, Jackson, W. Bryan, Thomas, Cain, Herndon, Gillispie, Winslow, Lucas, Bledsoe, Read, Allen, Gallaway and West—50.

Nays, Messrs. Lock, J. Macon, Jeffreys, Phifer, Person, D. Wilson, Lenoir, Reading, Gilbert, Singleton, Childs and Webb—12.

So it was resolved.

The Bill to enforce the attendance of the members of the General Assembly at the times which may hereafter be appointed for the meetings thereof was read the third time and rejected, whereupon the yeas and nays, being required by Mr. Person, are as follows:

Yeas, Messrs. Lock, Clinton, Kennon, Berger, Horn, Diggs, Shelton, J. Macon, Phifer, Person, R. McLean, Lenoir, Gillispie and Cage—14.

Nays, Messrs. Geddy, Gee, Farmer, Montfort, McKinne, Moy, Spaight, Skinner, Bond, A. Bryan, Herritage, Whitaker, Harper, J. Blount, Brown, Vaughan, Cumming, B. Jones, Ward, Martin, Ferebee, Riddick, Leak, Aulds, Jackson, W. Bryan, Thomas, Reading, Winslow, Bledsoe, Read, Alderson, Gallaway, Webb, Turner, West, Lucas & Cain—38.

Mr. Bloodworth and Mr. McDonald refused to vote on the question.

Ordered that the Bill be entered on the Journal verbatim, which is as follows:

A Bill to enforce the attendance of the members of the General Assembly at the times which may hereafter be appointed for the meetings thereof.

Whereas, experience has taught the necessity of an act for the above purpose,

Be it therefore enacted by the General Assemby of North Carolina, that every person elected to the representation of any County in this State, or who may be hereafter elected thereto, shall attend punctually at the time and place appointed for the meeting of such

Assembly, and in case he shall not give his attendance as by this Act directed, there shall be deducted out of the allowance to be made for his attendance on the Assembly his pay for so many days as may intervene between the first day appointed for the meeting of the Assembly and that whereon he may make his appearance, and the Clerk of the House to which such member may belong shall not make out a certificate of any greater allowance than for the residue of the time of his attendance after deducting so many days after his attendance as are equal to the days of his delinquency: Provided, nevertheless, that the aforesaid fine shall not be assessed where sufficient reason shall be assigned for his non-attendance.

And be it further enacted that where any person elected as aforesaid shall entirely neglect to attend any session of the General Assembly, without rendering to the House to which he belongs such good and sufficient reasons for his absence as such House shall deem sufficient to excuse his non-attendance, such person shall forfeit and pay the sum of five hundred pounds specie, to be recovered and applied in the manner following, that is to say, the Clerk of the House of which such person may be elected a member shall transmit to the Clerk of the Court of the County wherein such delinquent member may reside a certificate of such delinquency, signed by the Speaker and attested by himself, which the Clerk of such Court shall immediately enter of Record and thereupon issue a Scirie facias against such delinquent member to appear at the next County Court of Pleas and quarter Sessions to show reason why he did not appear at the time and place appointed by Law for the meeting of the General Assembly, and in case he, the said delinquent member, fails to appear before the County Court as aforesaid, or on appearing fails to show good and sufficient reasons, to be approved by said Court, why he did not attend at the time and place appointed as aforesaid for the meeting of the General Assembly, then and in that case, said Court is hereby authorized and required to enter up Judgment against him and award Execution accordingly against the goods and chattels of the said Delinquent member for the above sum to be applied towards defraying the Contingent charges of the said County.

Mr. Person, on behalf of himself and others, moved for leave to

enter a protest against a certain clause in the above Bill. Ordered that he have leave accordingly.

Received from the Senate a Bill for building a Court House and Prison in Elizabeth Town in the County of Bladen. Endorsed in Senate 2 May, 1783, Read the first time and passed.

Received from the Senate the Petition of Waightstill Avery. Endorsed in Senate 2 May, 1783, Read and referred as by the House of Commons.

Mr. John Macon, from the joint Committee to whom was referred the petition of John Simpson and others, reported as follows:

That, after having considered on the petition of Benjamin Whitaker, your Committee are of opinion that the General Assembly direct the Auditor for the District of New Bern to grant a certificate to said Whitaker for the sum of forty-four pounds eight shillings specie, as a full compensation for his services as Secretary to said Auditors while in that Department.

Your Committee having taken under consideration the Petition of Brigadier General Butler are of opinion that the Comptroller-General be and he is hereby directed & impowered to allow said Butler in the settlement of his public accounts for such sums of money as he shall make appear to have been actually destroyed or lost on the 10th of August, 1780.

Your Committee also report that after considering on the affidavit of John Douglass, Esquire, there appears to have been destroyed by Fire the following Certificates, issued by the Auditors of Hillsborough District:

No. 570, For John Douglass,	£99 8/. 5d.	Specie.
No. 880, For John Douglass,	£18 15/.	"
No. 885, For Joshua Hawkins,	£ 5	"
No. 888, For Andrew Haswell,	£ 5	"
No. 890, For Gabriel Hewes,	£ 5	"
No. 891, For Martin McDonald,	£ 5	"
No. 897, For Leonard Parker,	£ 5	"
No. 898, For Jacob Vanhook,	£ 5	"
No. 900, For Robert Donaldson,	£ 5	"
No. 908, For James Turner,	£12	"
No. 909, For Edmund Roberts,	£12	"
No. 915, For John Bruce,	£ 2	"

No. 928, For Ambrose Hudgons,	£5 6/.	Specie.
No. 494, For Walter Brown,	£6 18/.	"
No. 582, For Walter Brown,	£8 16/. 8d.	"
One Certificate for John Douglass, passed by the first Board,	£113	"
One Ditto for William Clark,	£ 40	"

Your Committee are therefore of opinion that the Auditors of Hillsborough District be and are hereby directed to issue such certificates as appears by said affidavit to be destroyed by fire, and that the said auditors be also directed to note in their checkers, in which the numbers of the lost Certificates are contained that are destroyed aforesaid, and new ones issued accordingly.

Your Committee have also considered on the petition of Catherine Shaver, and as there are no vouchers or other Testimony to support the Petition, and conceiving the same to be cognizable in a Court of Equity, we cannot with propriety grant the prayer of the petition. All which is submitted.

The House taking the said Report into consideration, concurred therewith, except as to Catherine Shaver, and ordered that her petition be recommitted to the same Committee.

The matters to this day referred being postponed, the House adjourned till tomorrow morning 6 o'clock.

SATURDAY, 3 May, 1783.

The House met according to adjournment.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Hill, Mr. Coor, Mr. Easton and Mr. Wade a Committee, who will act jointly with such gentlemen of your body as may be appointed to fix and ascertain what salaries shall be allowed the late Commissary General and his several Assistants belonging to the said Department.

Received from the Senate the Report of the joint Committee appointed to report what Bills are necessary to be passed into Laws this Session, which being read was concurred with, except that clause for restoring the Justices of Nash County, which was rejected.

Received from the Senate the Bill for the establishing a Scale of

Depreciation, with a provision for suits commenced, for paper currency and for suspending the operation of the laws therein mentioned. Endorsed in Senate 2 May, 1783, Read the first time and passed.

Received from the Senate the Petition of John Ramsey. Endorsed in Senate 3 May, 1783, Read and referred to the Committee to whom Mr. Avery's Accounts were referred. The said Petition being read was referred on the part of this House to the said Committee.

Received from the Senate the Petition of Thomas Polk. Endorsed in Senate 2 May, 1783, Read and referred to the Committee to whom was referred the settlement of Mr. Avery's Accounts. The said Petition being read was referred on the part of this House to the said Committee.

Received from the Senate the Resolve of this House permitting certain Justices & Field Officers to resign their Commissions, &c., concurred with.

Received from the Senate a Bill for appointing Commissioners to take into their possession sundry articles of public property & to secure them from embezzlement and further waste.

A Bill to amend an act entitled an act to vest the property of a Bridge or Causeway in Gideon Lamb and his heirs, by him already built through the great Dismal Swamp, &c. Endorsed in Senate 3 May, 1783, Read the first time and passed.

Received from the Senate the report of the Committee to whom was referred the Petition of James Spicer, which being read was concurred with and returned to the Senate.

Received from the Senate a resolve allowing James Spicer the sum of one thousand three hundred and thirty-six pounds Eighteen shillings and one penny specie, which being read was concurred with, Whereupon Mr. Lock required the Yeas and Nays, which are as follows:

Yeas, Messrs. Geddy, Gee, Mebane, Farmer, McKinne, Moy, Caswell, Whitfield, Kennon, Berger, Spaight, Skinner, Avery, A. Bryan, Horn, Walters, Herritage, Brickell, Diggs, Turner, Harget, Harper, J. Blount, Jordan, Randal, M. Jones, W. Blount, Shelton, Vaughan, Cumming, Nunan, Ward, Person, Martin, R. McLean, Aulds, Jackson, W. Bryan, Thomas, Gillispie, Howard, Winslow,

Lucas, Cage, Bledsoe, Read, Alderson, Gallaway, Webb, Bloodworth and West—51.

Nays, Messrs. Clinton, Lock, Bond, J. Macon, Brown, Phifer, Riddick, D. Wilson, Lewis, Cain, Herndon, Allen, Gilbert, Singleton and Childs—15.

Read the Memorial of Thomas Bloodworth. Ordered that the same be referred to a joint Committee, the members chosen, Mr. Blount, Mr. Cumming, Mr. Macon, Mr. Avery, Mr. Spaight, Ward and J. Blount.

Ordered that the said Memorial be sent to the Senate.

The House adjourned till 10 o'clock.

Met according to adjournment.

Received from the Senate the report of the joint Committee to whom was referred the Petition of John Simpson and others, concurred with by that House.

Received from the Senate the Petition of Samuel Caswell. Endorsed in Senate 3 May, 1783, Read and referred to the Committee appointed to prepare public Bills. The said Petition being read was referred on the part of this House to the said Committee.

Received from the Senate the Petition of Thomas Davis. Endorsed in Senate 3 May, 1783, Read and referred to a joint Committee, members chosen, Genl. Jones and Mr. Coor. The said Petition being read was referred to Mr. Lock, Mr. Blount, Mr. Wilson & Mr. Bloodworth on the part of this House.

Received from the Senate the Account of Samuel Lockhart. Endorsed in Senate 3 May, 1783, Read and referred to the Committee appointed to settle on the Accounts of the late Governors, &c. The said Account being read was referred on the part of this House to the said Committee.

Received from the Senate a Bill concerning lands which have become the property of this State by the possessors of the same, in fee or otherwise, dying and leaving no legal representatives, but such, if any, are subjects of the King of Great Britain, and for collection of Debts due by Bond, Mortgage or otherwise to such whose property have been confiscated to the use of this State and other purposes. Endorsed in Senate 3 May, 1783, Read the first time and passed.

Received from the Senate the Petition of Edward Tinker. Endorsed in Senate 3 May, 1783, Read and referred to the Committee to whom was referred the Petition of Richard Henderson. The said Petition and other Papers being read was referred on the part of this House to the said Committee.

Received from the Senate a Bill for levying a tax on every hundred pounds value of taxable property in the County of Lincoln for building a Court House, prison and stocks for the use of said County.

A Bill for allowing Salaries to the Governor, Secretary and other officers of State. Endorsed in Senate 3 May, 1783, Read the first time and passed.

Received from the Senate the Memorial of David Porter. Endorsed in Senate 3 May, 1783, Read and referred to the Committee appointed to take under consideration the Petition of Richard Henderson, &c. The said Petition being read was referred on the part of this House to the said Committee.

Received from the Senate the Petition of Thomas Bloodworth. Endorsed in Senate, Read and referred to Mr. John Campbell, Mr. James Campbell, Mr. Coor & Mr. Easton.

Received from the Senate a Bill to amend an act entitled an act to prevent excessive gaming, passed at New Bern, 1780. Endorsed in Senate 3 May, 1783, Read the first time and passed.

The House adjourned till 4 o'clock P. M.

The House met according to adjournment.

Resolved, that Mr. Randal have leave to absent himself from the service of this House during the Session.

Received from the Senate an additional Bill to an act entitled an act to establish a Department for adjusting the public accounts of this State and for appointing a Comptroller & other purposes. Endorsed in Senate 3 May, 1783, Read the first time and passed.

Received from the Senate a Resolve requiring the Commissioner of Rowan County to restore & put him in possession the land & negro therein mentioned, which being read was concurred with and returned to the Senate.

Received from His Excellency the Governor the following Message:

To the Honourable the General Assembly:

GENTLEMEN:

I send you herewith six letters from our Delegates in Congress, one of which covers papers of moment, also one from the Financier and one from the War office. The said letters, &c., being read were ordered to be sent to the Senate.

Read the Petition of Cole Mountflorence. Ordered that the same be referred to the Committee appointed to ascertain what Salary shall be allowed to the Commissary General, &c.

Received from the Senate the resolve declaring the proceedings of Henry Hill, Benjamin Seawell, William Greene and Seth Mabry, Esquires, Erroneous in rejecting the first assessment on the South Side of Tar River in Franklin County and establishing the said assessment, which being read was concurred with and sent to the Senate.

The order of the day, for reading for the second time the Bill for opening the Land office, for the redemption of specie certificates and discharging the arrears due to the Army, being called for and read, the said bill, according to order, was read the second time, amended, passed & sent to the Senate.

The House adjourned till Monday morning 6 o'clock.

MONDAY, 5 May, 1783.

The House met according to adjournment.

On reading the recommendation of the Court of Rowan County in favour of Joseph Kerr, Resolved, that he be allowed the sum of thirty pounds specie per annum so long as he shall be unable to procure a competent subsistence for himself, that the Treasurers or either of them pay him the same and be allowed therefor.

The Bill for allowing Salaries to the Governor, Secretary and other officers of State was read the first time, passed & sent to the Senate.

The Additional Bill to an Act entitled an Act to establish a Department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller and other purposes was read the first time, passed and sent to the Senate.

The Bill concerning Lands which have become the property of this State by the possessors of the same, in fee or otherwise, dying

& leaving no legal representatives, but such, if any, are subjects of the King of Great Britain, and for collection of debts due by Bond, Mortgage or otherwise to such whose property have been confiscated to the use of this State and other purposes, was read the first time, passed and sent to the Senate.

The Bill to amend an act entitled an act to prevent excessive gaming, passed at New Bern, 1780, was read the first time, passed and sent to the Senate.

The Bill for building a Court House and Prison in Elizabeth Town in the County of Bladen was read the first time, passed & sent to the Senate.

Mr. Winslow moved for leave and presented a Bill for erecting commodious buildings in the Town of ———— for public offices, keeping the public Records and for the accommodation of the two houses of the General Assembly, which was read the first time, passed and sent to the Senate.

The Bill for altering the times of holding the County Courts of Pleas and Quarter Sessions in the Counties of Caswell and Warren in this State and for other purposes was read the second time, amended, passed & sent to the Senate.

The Bill for altering the name of Jonathan Bronocks to that of Jonathan Briant was read the first time, passed and sent to the Senate.

The Bill for levying a tax on every hundred pounds value of taxable property in the County of Lincoln for building a Court House, prison and stocks for the use of said County was read the first time, passed & sent to the Senate.

The Bill for repealing an Act entitled an act for appointing a place for the future meetings of the General Assembly was read the first time, passed and sent to the Senate.

The House adjourned till 10 o'clock.

Met according to adjournment.

Mr. Theophilus Hunter, one of the members for Wake County, appeared, was qualified and took his seat.

Resolved, that Mr. J. Blount have leave to absent himself from the service of the House after Tomorrow.

The Bill for repairing the Court House and prison in the Town of Salisbury was read the third time, passed and sent to the Senate.

The Bill for assuring to the purchasers therein described the Lands by them purchased was read the second time, amended, passed and sent to the Senate.

The Bill to inhibit and put an end to the entering up Judgments on Bonds, commonly called Judgment Bonds, was read the third time, passed and sent to the Senate.

Received from the Senate the resolve of this House allowing Joseph Kerr thirty pounds Specie per annum, concurred with by this House.

Received from the Senate the Bill to impower the Justices of the several Counties within this State to levy a tax for the building and repairing their respective Court Houses, prisons and Stocks whenever it may be necessary.

A Bill for erecting Commodious buildings in the town of ——— for public offices, keeping the public Records, and for the accommodation of the two Houses of the General Assembly. Endorsed in Senate 5 May, 1783, Read the first time and passed.

A Bill for repealing an act entitled an act for appointing a place for the future meetings of the General Assembly.

An Additional Bill to an act entitled an act to establish a Department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller and other purposes. Endorsed in Senate 5 May, 1783, Read the second time and passed.

Received from the Senate the Petition of J. Cole Mountflorence. Endorsed in Senate 5 May, 1783, Read and referred as by the House of Commons.

The Bill for ascertaining what property in this State shall be deemed taxable property, the method of assessing property and of collecting the public taxes was read the third time and rejected.

Mr. Maclaine moved for leave and presented an additional Bill to an act entitled an act directing the method of electing members of the General Assembly and other purposes, and for altering the times of holding the annual Assemblies and preserving the Constitution inviolate, which was read the first time, passed and sent to the Senate.

Mr. Maclaine moved for leave and presented a bill for facilitating the navigation and regulating the pilotage of the several ports of this State, which was read the first time, passed and sent to the Senate.

Mr. Maclaine moved for leave and presented a Bill to repeal an act entitled an act for appointing naval officers at the different ports of this State and directing their duty in office and for other purposes, and to revise and amend an act entitled an act for appointing Naval officers at the different ports of this State and directing their duty in office, which was read the first time, passed and sent to the Senate.

Mr. Maclaine moved for leave and presented a Bill to enable the Judges of the Superior Courts of Law and Equity to review the judgments had in the several County Courts against estates supposed to be confiscated and to confirm or invalidate the same agreeable to law and to cause restitution to be made, which was read the first time, passed and sent to the Senate.

Received from the Senate the Petition of James Camp, endorsed in Senate, read and referred to the Committee appointed to report on the Petition of Roger Smith, which being read was referred on the part of this House to the said Committee.

Mr. Archibald Maclaine acquainted the House that there was a Gentleman present that had an accusation against him and urged that the House would appoint some particular time to hear it and his defense in his own justification, whereupon resolved, that tomorrow 10 o'clock be set apart for that purpose.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly:

GENTLEMEN:

I lay before you the proceedings of a Court Martial held in Edenton on the conduct of Colonel James Blount of Chowan County, respecting a Flag Vessel taken by Captain Summerhorn and carried into Virginia. The Court, reporting on the special matter only, have not proceeded to acquit or pass sentence but have left their opinion inconclusive.

I request the sense of your Honourable Body respecting this Transaction, and the opinion of the Court Martial on the Colonel's Conduct aforesaid.

ALEX. MARTIN.

Whereupon Resolved, that His Excellency the Governor be requested to order a Court Martial of Militia Officers to determine

on the facts stated in the proceedings of a Court Martial lately held on the conduct of Colonel James Blount of Chowan County, and that the officers constituting such Court shall report their opinion whether Colonel Blount ought to be restored to his command or not.

Resolved, that Henry Montfort, Esquire, be allowed the sum of thirty-five pounds specie for his attendance on the Board of Auditors for the space of twenty-eight days, as a member thereof in the year 1781, that the Treasurers or either of them pay him the same and be allowed in the settlement of their public accounts.

Resolved, that John Macon, Esquire, be allowed the sum of forty pounds sixteen shillings specie for his attendance on the Board of Auditors for the District of Halifax in the year 1781, as a member thereof, that the Treasurers or either of them pay him the same and be allowed in the settlement of their public accounts.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly:

GENTLEMEN:

In the last letter from General Greene, now before you, I am requested to furnish the State of South Carolina with cannon at Edenton, on loan or purchase; in either case they will be gladly received by that State. You will please to signify your pleasure respecting those Guns, that I may communicate the same to General Greene. ALEX. MARTIN.

On reading a message from his Excellency the Governor respecting a proposal made by General Greene in behalf of the State of South Carolina for the purchase of certain Cannon belonging to this State, now lying at Edenton, Resolved, that His Excellency the Governor be impowered to dispose of the said Cannon to the State of South Carolina on the best terms he can, and that in case of a disposal he lay his proceedings herein before the next General Assembly.

Read the proposals of James Davis, Esquire, for making a revisal of the laws of this State. Ordered that they be referred to a joint Committee, that Mr. Maclaine, Mr. Cumming and Mr. Avery be a Committee on the part of this House for that purpose.

The House adjourned till 4 o'clock P. M.

The House met according to adjournment.

The several papers, &c., supposed to contain accusation against Mr. Archd. Maclaine were read. Ordered that they be delivered to Mr. Maclaine for his perusal, &c.

Received from the Senate a Bill for purchasing a Lot or Lots in the town of Wilmington for the purpose of building a Gaoler's House for the District of Wilmington and other purposes. Endorsed in Senate 5 May 1783, Read the first time and passed.

A Bill for opening the Land office, for the redemption of Specie Certificates and discharging the arrears due to the Army. Endorsed in Senate 5 May, 1783, Read the second time, amended and passed.

The House adjourned till tomorrow morning 6 o'clock.

TUESDAY, 6 May, 1783.

The House met according to adjournment.

Resolved, that Mr. R. Kennon have leave of absence after Thursday for a few days.

Mr. W. Blount moved for leave and presented a Bill for Emitting ——— pounds in paper currency for the purposes of Government for 1783, for the redemption of paper currency now in circulation & for advancing the Continental Officers and Soldiers part of their pay and subsistence and for levying a tax and appropriating the confiscated property for the redemption of the money now to be emitted, which was read the first time, passed and sent to the Senate.

The Bill for the establishing a Scale of depreciation, with a provision for suits commenced, for paper currency and for suspending the operation of the laws therein mentioned was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Bill to repeal an Act entitled an act for appointing naval officers at the different ports in this State, &c.; a Bill to enable the Judges of the Superior Courts of Law and Equity to review the judgments had in the several County Courts against estates supposed to be confiscated, &c.; a bill for facilitating the navigation and regulating the pilotage of the several ports of this State. Endorsed in Senate 5 May, 1783, Read the first time and passed.

A Bill for altering the name of Jonathan Bronocks to that of

Jonathan Bryan; a Bill for levying a tax on every hundred pounds value of taxable property in the County of Lincoln for building a Court House; a bill for building a Court House, &c., in Elizabeth Town in the County of Bladen; a Bill for allowing salaries to the Governor, &c.; a Bill to amend an act entitled an act to prevent excessive gaming; a Bill for assuring to the purchasers therein described the lands by them purchased, &c. Endorsed in Senate 5 May, 1783, Read the second time and passed.

Received from the Senate the proposals of Mr. Davis for making a revisal of all the Laws of this State now in force. Endorsed in Senate, Referred to Mr. Coor, Mr. Hill, Mr. Lane & Mr. Johnston.

Received from the Senate the Claim of Daniel Waggoner. Endorsed in Senate 3 May, 1783, Referred as by the House of Commons.

Received from the Senate the resolve of this House impowering his Excellency the Governor to dispose of the Cannon belonging to this State to the State of South Carolina, concurred with.

The House adjourned till 10 o'clock.

Met according to adjournment.

The bill for establishing two public schools in the County of Onslow and for other purposes was read the third time, passed and sent to the Senate.

The Honourable the Speaker laid before the House a Letter from Mr. Archibald Maclaine requesting that the House would postpone hearing his defence until tomorrow.

Ordered that the same be postponed until tomorrow, agreeable to Mr. Maclaine's request.

Read the Petition of Landon Carter. Ordered that the same be referred to the joint Committee to whom was referred the Memorial of Richard Henderson.

The Bill for repealing an Act for appointing a place for the future meetings of the General Assembly was read the second time, passed & sent to the Senate.

The Bill to vest the title of a piece or parcel of Land lying in Camden County in Isaac Guilford and his Heirs in fee-simple was read the third time, passed & ordered to be Engrossed.

Mr. Avery, according to order, presented a Bill to erect a County

adjoining the line of Virginia, including a part of Cumberland River, which was read the first time, passed and sent to the Senate.

The Bill to impower justices of the several Counties within this State to levy a Tax for the building and repairing their respective Court Houses, Prisons and Stocks, whenever it may be necessary, was read the first time, passed and sent to the Senate.

The Bill to amend an Act entitled an Act to vest the property of a Bridge or Causeway in Gideon Lamb and his Heirs, by him already built through the great Dismal Swamp from Lebanon to Camden County, for the term of twenty-five years, was read the second time, passed & sent to the Senate.

Mr. Person, from the Committee to whom was referred the Memorial of the Officers of the State Legionary Corps, reported as follows:

That Joel Lewis be promoted to the Rank of Colonel Commandant from the 5th of November, 1781; Bennett Crafton, First Major from the same date; Samuel Jones, Second Major, Ditto; Charles Gordon, First Captain, Ditto; Swann Troughton, Second Captain, Ditto; George Farragott, Major of the Horse from the 1st May, 1782; James Augs. Tabb, Major of Ditto from 1st. Sept., 1782; that Charles Gordon be promoted to the rank of Major from the time of Major Jones' absenting himself from the Camp the 1st August, 1782.

That those who have withdrawn themselves from service shall not be entitled to pay any longer than they were in actual service.

That those who have voluntarily accepted of Commissions shall receive pay in their different ranks from the dates of their Commissions.

That those who were Commissioned out of the ranks shall not draw pay otherwise than privates. That all those hereby recommended to promotion, which were originally appointed as officers in the State Regiments, only draw pay according to their several ranks by their first Commissions to the 5th day of November, 1781, on the resignation of Colonel Williams, and that they draw pay from that time according to their several promotions from the 5th of November, 1781, to the Eleventh of October, 1782, which time your Committee conceives the service expired by the Law under which the same was raised. All which is submitted.

THOMAS PERSON, Ch.

The House taking the said report into Consideration, concurred therewith.

Mr. Person, from the Committee to whom was referred the Memorial of Thomas Polk, reported as follows:

That it is the opinion of your Committee that the Comptroller be directed to settle with General Polk, and if by law he is not invested with that power, that a Resolve be entered into that shall enable him to settle as well with the said Polk and all other persons in this State that have or may have accounts with the Continent.

THOS. PERSON, Ch.

The House taking the said report into consideration, concurred therewith.

On reading the report of the Committee appointed to consider the Memorial of General Polk,

Resolved, that the Comptroller General be impowered and directed to examine his accounts against the United States and also the accounts of all other persons similarly circumstanced and to make such allowances as he may deem equitable.

Received from the Senate the Resolve of this House requesting his Excellency the Governor to order a Court Martial to determine on the facts stated in the proceedings of a Court Martial late held on the conduct of Colonel James Blount of Chowan County, &c., concurred with.

Received from the Senate the resolve of this House allowing John Macon, Esquire, the sum of Forty pounds sixteen shillings specie and the Resolve allowing Henry Montfort, Esquire, Thirty-five pounds Specie, concurred with.

Received from the Senate the resolve directing Colonel Samuel Lockhart to return a descriptive list of the Horses by him purchased for the use of the Southern Army, which being read was concurred with and returned to the Senate.

Received from the Senate the Bill for emitting ——— pounds in paper currency for the purposes of Government for 1783, for the redemption of paper currency now in circulation and for advancing the Continental Officers and Soldiers part of their pay and subsistence, &c. Endorsed in Senate 6 May, 1783, Read the first time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot on Friday next at 3 o'clock in the afternoon for a Council of State, Treasurers of the respective Districts, a place for the meeting of the next General Assembly and for Judges of the Courts of Admiralty for the Ports of Beaufort and Brunswick. We nominate for a Council of State Spruce McCay, William Hooper, John Penn, The Marquis De Bretigney, William Sharp, Eaton Haynes, Thomas Polk and Richard Henderson, Esquires; For Treasurers for the District of New Bern, Benj. Exum and Richard Cogdell; Edenton, William Skinner; Halifax, Green Hill; Hillsborough, Robert Burton and Memucan Hunt; Salisbury, Robert Lanier; Morgan, John Brown, and for Wilmington John Devane and Joseph Cain; for the place at which the next Assembly shall be held, the Towns of New Bern, Hillsborough, Cross Creek, Halifax and Salem, and for the time when the next meeting shall be, the first Monday in October next; For a Judge of the Court of Admiralty for Port Beaufort, Joseph Leech, Esquire; For a judge of the Court of Admiralty for Port Brunswick, John Spicer, Esquire, and have appointed Mr. Coor and Mr. Ramsey to superintend the balloting, which we propose shall be conducted at the Church.

The Bill to enable Thomas Hill, Guardian of Elizabeth Henry Hill, to convey to Joseph Cocke and Winifred, his wife, negro slaves therein mentioned was read the second time, passed and sent to the Senate.

The Bill for vesting the title of a certain piece of land in Ralph Miller of Bladen County was read the second time, passed and sent to the Senate.

Mr. J. Blount moved for leave to withdraw the Bill for opening the land office, &c., in order to prepare amendments against the third reading. Ordered that he have leave accordingly and that he return the same to the House on Friday next.

Resolved, that the said Bill be read on Friday next the third time.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree to your proposal to ballot for a Council of State, Treasurers of the respective Districts, a place for the meeting of the next

General Assembly, for judges of the Courts of Admiralty mentioned in your message of this day on that subject on Friday next at three o'clock in the evening. We put in nomination for Councillors of State Spruce McCoy, William Hooper, John Penn, The Marquis of Bretigney, William Sharpe, Eaton Haynes, Thomas Polk, Nathaniel Macon, General Butler, James Williams, Philemon Hawkins, William Johnston of Warren County, Samuel Strudwick, Trogott Bagges, Benj. Shepperd, John Hay and Robert Burton, Esquires; For Treasurers for the District of New Bern, Benjamin Exum and Richard Cogdell; Edenton, William Skinner; Halifax, Green Hill and Thomas Eaton; Hillsborough, Robert Burton and Memucan Hunt; Salisbury, Robert Lanier, William Alexander; Morgan, John Brown; Wilmington, John Devane, Joseph Cain, William Purviance; for the place of holding the next General Assembly the towns of New Bern, Hillsborough, Cross Creek, Halifax, Salem, Smithfield, Salisbury, Tarborough, Wilmington & Edenton; for the time of holding it the first Monday in October; for Judges of the Court of Admiralty for Port Beaufort, Joseph Leech and Richard Cogdell; for Port Brunswick, John Spicer and Thomas Craike, Esquires. Mr. John Macon and General Thomas Person are appointed on the part of this House to superintend the balloting. We also nominate for Judge of the Admiralty for Port Brunswick Frederick Jones, Esquire.

Resolved, that the Bill for the appraisement of property taken by execution be read tomorrow for the second time.

Received from the Senate the Petition of Landon Carter. Endorsed in Senate, Referred as by the House of Commons.

Received from the Senate the Bill to vest the fee-simple of certain bonds therein mentioned in Thomas Eaton, his heirs and assigns; a Bill to vest the title of certain lands and other property therein mentioned in Thomas Cotton, James Cotton and ——— Cotton, their sister. Endorsed in Senate 6 May, 1783, Read the first time and passed.

A Bill for the establishing a scale of depreciation, with a provision for suits commenced, for paper currency and for suspending the operation of the Laws therein mentioned. Endorsed in Senate 6 May, 1783, Read the second time, amended and passed.

The Bill for building a Court House and Prison in Elizabeth

Town in the County of Bladen was read the second time, passed and sent to the Senate.

The Bill for levying a tax on every hundred pounds value of taxable property in the District of New Bern for repairing the Court House and Gaol in the said District was read the second time, passed and sent to the Senate.

The Bill for purchasing a Lot or lots in the town of Wilmington for the purpose of building a Gaol and Gaoler's House for the District of Wilmington & other purposes was read the first time, passed and sent to the Senate.

The Bill to amend an act passed at New Bern the 15th day of November, 1777, for making provision for the poor and other purposes was read the third time, passed and sent to the Senate.

The Bill to vest the fee-simple of certain lands therein mentioned in Thomas Eaton, his Heirs and assigns, was read the first time, passed and sent to the Senate.

The Bill to vest the title of certain Lands and other property therein mentioned in Thomas Cotton, James Cotton and ——— Cotton, their sister, was read the first time, passed and sent to the Senate.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose referring the Bill for dividing Duplin County and the Petition presented by the Inhabitants thereof praying a Division to a Committee from both Houses of the Assembly, who are to examine into the facts set forth in the Petition, and upon such examination to report whether the Bill may with propriety be passed into a Law and whether it is necessary and would relieve the Inhabitants from any considerable inconveniences arising to them from the present form of the County. Mr. Bloodworth, Mr. Howard, Mr. Cain, Mr. Winslow and General Bryan on the part of this House will act as a Committee for the above purpose.

Recd. the resignation of Michael Hoover and Samuel Freeman, two of the Justices of the Peace for Surry County, which were accepted of by this House.

The Bill for facilitating the navigation and regulating the pilotage of the several ports of this State was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Bill to erect a County adjoining the line of Virginia, including a part of Cumberland River. Endorsed in Senate 6 May, 1783, Read the first time and passed.

A Bill to amend an act entitled an act to vest the property of a Bridge or Causeway in Gideon Lamb, &c.

A Bill to enable Thomas Hill, Guardian of Elizabeth Henry Hill, to convey to Joseph Cocke and Winifred, his wife, the negro slaves therein mentioned.

A Bill to impower the justices of the several Counties within this State to levy a Tax for the building and repairing their respective Court Houses, Prisons and Stocks whenever it may be necessary. Endorsed in Senate 6 May, 1783, Read the second time and passed.

A Bill for vesting the title of a certain piece of Land in Ralph Miller of Bladen County.

A Bill for repealing an Act entitled an act for appointing a place for the future meetings of the General Assembly. Endorsed in Senate 6 May, 1783, Read the third time and passed.

A Bill to repeal so much of the assessment Law passed last Assembly at Hillsborough as relates to the taxing of Moravians, Quakers, Menonists and Dunkards. Endorsed in Senate 6 May, 1783, Read the first time and passed.

Ordered that the said bill be read. The same was read the first time, passed and sent to the Senate.

Mr. Drury Gee, from the Committee to whom was referred the Petition of the Inhabitants of Rutherford County, delivered in the Report, which being read was rejected, whereupon

Resolved, that the Brigadier-General of Morgan Brigade Militia shall call a Court of Equity to determine who are entitled to Seniority to rank as Field Officers of Rutherford County and make report thereof to the next General Assembly.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

Mr. Johnson and Mr. Coor will act jointly with such Gentlemen of your body as may be appointed to examine and compare the Engrossed copies of such Bills as are or may be passed during the present session with the Originals.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

Colonel James Martin and Colonel Caswell are appointed on the part of this House to examine the Engrossed Bills.

The Bill to enforce the attendance of Jurors on the several Courts in this State, to provide for their subsistence when attending, and also to ascertain the pay of Witnesses attending the said Courts was read the third time, passed and sent to the Senate.

Received from the Senate the Resolve of this House impowering the Comptroller to settle the accounts of Thomas Polk and others, concurred with.

Received from the Senate the Report of the Committee on the Petition of the Officers of the State Legionary Corps, concurred with.

Mr. J. Macon moved for leave and presented a Bill for appointing Commissioners for selling the Lott number ——— in Warrenton, whereon the public granary now stands, and other purposes, which was read the first time, passed and sent to the Senate.

Mr. Cage moved for leave to withdraw for amendment the Bill to impower the Commissioners therein mentioned to erect and build a Gaol and Stocks on the land of John Yancey, &c. Ordered that he have leave accordingly.

The Bill to indemnify such persons as have acted in defence of the State and for the preservation of the peace during the late war from vexatious suits and prosecutions was read the second time, amended, passed and sent to the Senate.

The House adjourned till tomorrow morning 6 o'clock.

WEDNESDAY, 7 May, 1783.

The House met according to adjournment.

The Bill for vesting the title of a certain piece of Land in Ralph Miller of Bladen County was read the third time, passed and ordered to be Engrossed.

The Bill to amend an act entitled an act to vest the property of a Bridge or Causeway in Gideon Lamb and his heirs, by him already built through the great Dismal Swamp from Lebanon to Camden County, for the term of twenty-five years was read the third time, passed and sent to the Senate.

The Bill for altering the name of Jonathan Bronocks to that of

Jonathan Bryan was read the second time, passed and sent to the Senate.

An additional Bill to an act entitled an act to establish a department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller and other purposes was read the second time, passed and sent to the Senate.

The Bill to amend an act entitled an act to prevent excessive gaming, passed at New Bern 1780, was read the second time and rejected.

The Bill for appointing Commissioners for selling the Lotts Number ——— in Warrenton, whereon the public granary now stands, and other purposes. Endorsed in Senate 7 May, 1783, Read the first time and passed.

A Bill for levying a tax of ——— on every hundred pounds value of taxable property in the District of New Bern for repairing the Court House, &c.

A Bill for purchasing a Lot or Lots in the town of Wilmington for the purpose of building a Gaol and Gaoler's House for the District of Wilmington, &c.

A Bill for facilitating the navigation and regulating the pilotage of the several ports of this State.

A Bill to vest the title of certain lands and certain property therein mentioned in Thomas Cotton, James Cotton and their sister.

A Bill for altering the times of holding the County Courts of Pleas and Quarter Sessions in the Counties of Edgecomb, Caswell and Warren, &c.

A Bill to vest the fee-simple of certain lands therein mentioned in Thomas Eaton, his Heirs and assigns. Endorsed in Senate 7 May, 1783, Read the second time and passed.

A bill for building a Court House and Prison in Elizabeth Town in the County of Bladen. Endorsed in Senate 6 May, 1783, Read the third time and passed.

The House adjourned till 10 o'clock.

Met according to adjournment.

The Bill to vest the title of certain lands and other property therein mentioned in Thomas Cotton, James Cotton and their sister was read the second time, passed and sent to the Senate.

Resolved, that John Auld and Stephen Miller be allowed the sum

of twenty pounds eight shillings specie each and Thomas Chiles the sum of nineteen pounds four shillings for their services as Auditors for the lower Board of Salisbury District, and that Thomas Wade, jun., be allowed the sum of twenty pounds eight shillings specie for his services as Clerk to the said Board, that the Treasurers or either of them pay them the same respectively and be allowed in the settlement of their public accounts for the same.

A Bill for appointing Commissioners for selling the Lott number ——— in Warrenton, whereon the public granary now stands, and other purposes, was read the second time, passed & sent to the Senate.

The Bill to vest the fee-simple of certain lands therein mentioned in Thomas Eaton, his Heirs and assigns, was read the second time, passed & sent to the Senate.

The Bill for appointing Commissioners to take into their possession sundry articles of public property and to secure them from embezzlement and further waste was read the second time, amended, passed and sent to the Senate.

Protest against the vote of the House of Commons upon the question whether Timothy Bloodworth, Esquire, late Treasurer of Wilmington District, is entitled to a seat by virtue of his Election, which was determined in the affirmative.

Dissentient.

Because: By the 26th Article of the Constitution it is provided "that no Treasurer shall have a seat in the Senate, House of Commons or Council of State during his continuance in Office or before he shall have finally settled his accounts with the public for all monies which may be in his hands, *at the expiration of his office*, belonging to the State, and shall have paid the *same into the hands of the succeeding Treasurer*," and although it is not said in express words that such Treasurer shall not be eligible to a seat in the Legislature, yet if he is excluded from taking a seat therein he is impliedly excluded from everything which might otherwise entitle him to a seat, otherwise the fundamental Constitutions may be evaded and the wise provisions made thereby rendered nugatory.

Because: The payment of the monies in the hands of the Treasurer of Wilmington District to the Treasurer of New Bern District does not fall either within the spirit or the letter of the Constitu-

tion, which expressly directs that it shall be paid into the hands of *his successor in office*, that is, to the succeeding Treasurer of Wilmington District; and by appointing District Treasurers for the separate Districts of this State the Legislature thereby intended, not only to ease the people but for the adjustment of the public accounts, to keep those of each department separate and distinct whereas, by the payment to the Treasurer of New Bern District he must necessarily have to account for a sum of money arising from the Taxes in Wilmington District.

Because: Though a Treasurer may have a right to resign his office before the expiration of his year, yet he ought previously to acquaint the executive power of his intended resignation, that another person may be appointed to receive the public monies, and to whom he may constitutionally pay what balance he may have in his hands.

Because: By the Division of the House in favour of Mr. Bloodworth's right to a seat the Constitution may, by force and strained constructions, be entirely evaded, and all the offices thereby intended to be excluded admitted to a participation in the Legislature, by which, in process of time, the two Houses may be constituted of a majority of such Officers and their adherents who will have it in their power to settle public accounts as they shall think proper, whereby the State may be defrauded of most of its resources, which will be applied to enrich individuals; for if an excluded Officer may be elected an officer of the General Assembly and afterwards resign, settle with the public, pay the monies that may be in his hands and take his seat as a member, he may continue as an officer and a member at the same time during his life; as by permitting such officers to take their seats, they may be again appointed to the same or a better office, & may be again elected, resign and take their seats at the next session, and so continue *ad infinitum*.

Because: All laws, and particularly Constitutional Laws, ought to be construed agreeable to the Spirit thereof, which in the present instance is in favour of the liberties of the people, and will not admit of interpretations which injure or destroy them.

Because: By the 25th article of the Constitution it is provided "That no persons who have heretofore been or hereafter may be receivers of public monies shall have a seat in either House of the

General Assembly or be eligible to any office in this State until such person shall have fully accounted for and paid into the Treasury all sums for which they may be accountable and liable," which expressly prohibits the election of any such officer, for the seat of a member of the General Assembly is an officer, and an officer of the highest trust of any in the State, notwithstanding the evasive arguments that have been made use of to the contrary.

Because: By the decision of this House on the present question all the rights of the people intended to be secured to them by the Constitution may be done away, and a fluctuating aristocracy established in the hands of designing men, who under the form of the Constitution may with facility vest a detestable tyranny in themselves and their families in express violation of the 21st article of the declaration of rights, which lays it down as a maxim "That a frequent recurrence to fundamental principles is *absolutely necessary* to secure the blessings of liberty."

Because: It will avail us little that we have at the expense of so much blood and Treasure thrown off the yoke of the British Nation, if we suffer a tyranny of a more dangerous tendency to be established among ourselves.

Signed: A. Maclaine, L. Brown, Thomas Person, W. Cumming, Edwd. Winslow, Henry Montfort, M. Jones, David Shelton, Richd. D. Spaight, John Geddy, James Howard, David Turner, B. Jones, Jos. Ferebee.

Received from the Senate an additional Bill to an act entitled an act to establish a department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller, &c.

A Bill for altering the name of Jonathan Bronocks to that of Jonathan Bryan.

A Bill to indemnify such persons as have acted in defence of the State and for the preservation of the peace during the late war, &c. Endorsed in Senate 7 May, 1783, Read the third time and passed.

The order of the day, for hearing read the petition and other papers containing an accusation against Mr. Archd. Maclaine, and for hearing his defence against such accusation, being called for and read, it was ordered that the petition from the Justices and other people of Bladen County containing the charge, and other papers

relative thereto, be read, which were accordingly read, whereupon Resolved, that the House resolve itself into a Committee of the whole House to take the same under consideration. The House resolved itself into a Committee of the whole House accordingly and chose William Bryan, Esquire, Chairman, and after sometime spent therein Mr. Speaker resumed the Chair and Mr. Chairman reported that the Committee had come to the following resolution, vizt.: That the facts contained in the said Petition are not sufficiently supported and that Mr. Maclaine's vindication is satisfactory and fully sufficient in the opinion of this Committee to clear him of the aspersions raised against him.

W. BRYAN, Ch.

The House taking the said report into consideration, concurred therewith.

The House adjourned till 4 o'clock P. M.

The House met according to adjournment.

Mr. Cumming moved for leave and presented a Bill of pardon, indemnity and oblivion, and for restoring tranquility to the State, which was read the first time, passed and sent to the Senate.

Mr. Blount moved for leave and presented a Bill to amend an act entitled an act for the relief of the officers and soldiers of the Continental line and for other purposes, which was read the first time, passed and sent to the Senate.

Mr. Maclaine moved for leave to withdraw for amendment the Bill for the promotion of learning in the District of Wilmington. Ordered that he have leave accordingly.

Mr. Avery moved for leave to enter his dissent against the allowance made to Witnesses for their attendance at the Superior Courts. Ordered that he have leave.

On reading the Petition of William Lyles of Granville County, Resolved, that he retain in his possession as his own right and property one sorrel horse, which he heretofore furnished the public with, and which has since returned to his former range, upon his giving up the certificate given him for the value of the Horse.

Received from the Senate the report of the joint Committee on the Memorial of Richard Henderson, Esq., & Company, which being read was ordered to lie over until tomorrow.

Received from the Senate a Bill for appointing Commissioners for selling the Lott Number 44 in Warrenton, whereon the public granary now stands, and other purposes.

A Bill to amend the assessment Law passed last Assembly at Hillsborough. Endorsed in Senate 7 May, 1783, Read the second time, amended and passed.

A Bill to vest the fee-simple of certain lands therein mentioned in Thomas Eaton, his heirs and assigns.

A Bill to vest the title of certain lands and other property therein mentioned in Thomas Cotton, James Cotton and ———, their sister. Endorsed in Senate 7 May, 1783, Read the third time and passed.

Resolved, that this House will not hereafter take under consideration, in order to form any resolution thereon, any Petition, paper or other thing supposed or suggested to contain any charge or reflection against a member of this House, unless the member or other person exhibiting such Petition, paper or other thing, previous to introducing to the House such charge, reduce the same to writing, and the House will thereupon proceed to take the same under consideration and not otherwise.

Received from the Senate a resolve of this House permitting William Lyles of Granville County to retain in his possession a sorrell Horse, &c., concurred with.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen,

We have appointed Messrs. Wilson, Lock, Blount, Phifer and Winslow to act with such Gentlemen as you may appoint to consider of such parts of the accounts of Col. Polk yesterday referred to the Comptroller, for which there are no vouchers to be produced, and report thereon.

Received from the Senate the report of the Committee on the Petitions of Roger Smith, James Camp and Thomas Smith, which being read was concurred with in part, to-wit, in favour of Thomas Smith.

Received from the Senate the Resolve of this House allowing John Auld, Stephen Miller, Thomas Chiles and Thomas Wade, jun., the several sums therein mentioned, concurred with.

Resolved, that William Lewis have leave to absent himself from the service of the House after Saturday next.

Mr. Person, from the Committee to whom was referred the petition of John Ramsey, Esq., Reported as follows:

That we have taken under consideration the said petition of John Ramsey, Esq., Commissioner for the County of Chatham, and it appears to your Committee that in consequence of orders from William Pendergrass, Esq., Commissary General of purchases for the Southern Army, the said Ramsey laid in a quantity of Beef, Corn, &c., and it further appears that a part of the same fell into the hands of the British.

Your Committee are therefore of opinion that the Comptroller General be directed to make the said Ramsey an allowance for all such Beef, Corn, &c., as he shall make appear by his own oath or otherwise to have been taken or destroyed by the enemy, and that the Comptroller charge all such Beef, Corn, &c., to the Continental Account, as the same appears to have been laid in for the use of the Continental Army. All which is humbly submitted.

The several matters to this day referred being postponed, the House adjourned til to-morrow Morning 6 o'clock.

THURSDAY, 8 May, 1783.

The House met according to adjournment.

The Bill to vest the title of certain lands and other property therein mentioned in Thomas Cotton, James Cotton and their sister was read the third time, passed and ordered to be engrossed.

The Bill to enable Thomas Hill, Guardian of Elizabeth Henry Hill, to convey to Joseph Cocke and Winifred, his wife, the negro slaves therein mentioned was read the third time, passed and sent to the Senate.

The Bill for appointing Commissioners for selling the Lott number 44 in Warrenton, whereon the public granary now stands, and other purposes, was read the third time, passed and sent to the Senate.

The Bill to vest the fee simple of certain lands therein mentioned in Thomas Eaton, his heirs and assigns, was read the third time, passed & ordered to be engrossed.

Mr. Gallaway presented a Petition from a number of the Inhabi-

tants of Guilford County praying a division thereof, which being read, Mr. Gallaway presented a Bill agreeable to the prayer thereof, which was read the first time, passed and sent to the Senate.

Received from the Senate the Bill to amend an act entitled an act for the relief of the officers and soldiers of the Continental line and for other purposes.

A Bill of pardon, indemnity and oblivion and for restoring tranquility to the State. Endorsed in Senate 7 May, 1783, Read the first time and passed.

A bill for appointing Commissioners to take into their possession sundry articles of public property, &c. Endorsed in Senate 8 May, 1783, Read the second time, amended and passed.

Received from the Senate the report of the Committee on the Petition of John Ramsey, concurred with.

Resolved, that Mr. Lock have leave to absent himself from the service of this House after Monday next.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen;

Mr. Bryan, Mr. Ramsey, Mr. James Campbell and Mr. Everagen will act with the gentlemen by you appointed to consider of and report on such charges as Col. Polk may have against the State for which he has no vouchers.

Received from the Senate a resolve allowing James Iredell, Esq., the sum of forty pounds specie, which being read was concurred with and returned to the Senate.

Mr. J. Macon, from the Committee to whom was referred the Petition of Samuel Clark, reported as follows:

That it appears to your Committee that an indented certificate, the property of said Clark, has been taken from him by the British or Tories, and may yet be in circulation, therefore your Committee are of opinion that the said claim cannot with propriety be allowed again. All which is submitted.

J. MACON, Ch.

The House taking the said report into consideration, concurred therewith.

Read the request of Alexander Mebane, late Commissioner of Specific Supplies for the County of Orange. Ordered that the same be

referred to the Committee appointed to settle the accounts of the late Governors, Delegates, &c.

The House resumed the consideration of the report of the Committee on the accounts of the Honourable Richard Caswell, Esquire, late Governor of this State, which was concurred with and sent to the Senate.

The Bill for altering the name of Campbelton to Fayetteville and for appointing Commissioners to lay off streets, for the regulation of the said town and for giving a further time for saving Lotts in the lower Town was read the second time, amended, passed and sent to the Senate.

Read the Memorial of James Brooks, Exor., of Samuel Wood, Deceased. Ordered that the same be referred to the Committee to whom was referred the Memorial of Richard Henderson, &c.

Mr. John Macon moved for leave and presented a Bill for levying a Tax on all the Taxable property within this State for the redemption of Paper Currency and Certificates of every denomination, which was read the first time, passed and sent to the Senate.

Received from the Senate the report of the joint Committee on the Petition of Samuel Clark, concurred with.

The Memorial of James Brooks endorsed in Senate, referred as by the Commons.

The report on the Accounts of the Honourable Richard Caswell, concurred with, and the request of Alexander Mebane. Endorsed in Senate, referred as by the House of Commons.

The order of the day for reading for the second time the Bill for the appraisement of property taken by execution being called for and read, the said bill was read, according to order, the second time and rejected, whereupon, Mr. Avery required the yeas and nays, which are as follows:

Yeas: Messrs. Clinton, Kennon, Moy, Avery, Horn, Whitaker, Brickell, Diggs, Harget, Sanders, M. Jones, Jeffreys, Person, Ferebee, Riddick, Leak, Jackson, W. Bryan, Lenoir, P. Hawkins, Gillispie, Reading, Howard, Reed, Chiles, Webb and Bloodworth.—27.

Nays: Messrs. Geddy, Gee, Mebane, Farmer, McKinne, Caswell, Berger, Spaight, Bond, A. Bryan, Walters, Turner, J. Blount, W. Blount, Shelton, J. Macon, Vaughan, Cumming, B. Jones, Nu-

nan, Ward, Phifer, Martin, D. Wilson, R. Maclaine, Arch Maclaine, Herndon, Winslow, Lucas, Bledsoe, Alderson, McDowal, Singleton, Gallaway, West, Hunter and Skinner.—37.

Received from the Senate a Bill for appointing an Inspector General and regulating the Finances of this State.

A Bill to amend an act entitled an act for regulating the Town of Edenton.

A Bill to vest certain lands in Richard Henderson and others.

A Bill for levying a tax on all the taxable property within this State for the redemption of paper currency and certificates of every denomination. Endorsed in Senate 8 May, 1783, Read the first time and passed.

Received from the Senate the resolve allowing Thomas Smith an annuity of twenty-five pounds specie, also a resolve directing the Auditors to make allowance for wastage in issuing provisions, &c., which were read and concurred with.

Received from the Senate the recommendation of the Honourable Major General Greene, in favor of Sergeant Morrison a wounded soldier. Endorsed in Senate, referred to the Committee appointed to report on Thomas Smith's petition, the said recommendation being read, was referred on the part of this House to the said Committee.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen,

This House are of opinion that the appointing a judge of the Court of Admiralty for Port Beaufort by joint ballot of the General Assembly would be improper, as William Tisdale, Esquire, the present Judge of that Court, hath not resigned his appointment, but is suspended for a limited time; A Resolve on this subject we herewith send for your concurrence.

At the same time received the resolve referred to in the above message, which being read was concurred with.

Received from the Senate a resolve for disbanding the Magazine Guards and adjusting their claims for such service, which being read was amended and concurred with, with the amendments.

The House, according to order, resumed the consideration of the Report of the joint Committee on the Memorial of Richard Henderson, &c., and after some time spent in debate the report was rejected.

Mr. Maclaine delivered in the Bill for the promotion of learning in the district of Wilmington, which he had leave to withdraw for amendment.

Resolved, that Richard Henderson, for himself and Company, for their expences, trouble and risque in settling the lands by them purchased of the Cherokee Indians, be allowed the full quantity of two hundred thousand acres of land in Powell's Valley, beginning in the dividing line between North Carolina and Virginia, where the same is nearest to tthe old Indian Town, extending down Powell's river on both sides thereof four miles wide to the mouth of the said River, then down Clinch River on both sides thereof Twelve Miles wide so far as to include the Complement of the Two Hundred Thousand Acres.

The House adjourned til 4 o'clock P. M.

The House met according to adjournment.

Received from the Senate the account of Caleb Nash. Endorsed in the Senate, Referred to the Auditors for the District of Edenton. The same being read was referred on the part of this House to the said Board.

The Bill for erecting commodious buildings in the town of ——— for public offices, keeping the public records, &c., was read the second time and rejected.

The Bill for the promotion of learning in the District of Wilmington was read the second time, passed and sent to the Senate.

The Bill for appointing an Inspector General and regulating the finances of this State was read the first time, passed and sent to the Senate.

Resolved, that the Bill for emitting ——— pounds in paper currency for the purposes of Government for 1783, for the redemption of paper currency now in circulation and for advancing the Continental Officers and Soldiers part of their pay and subsistance, &c., be read the second time on Saturday next.

Resolved, that the Bill for the establishing a scale of depreciation, with a provision for suits commenced, for paper currency and for suspending the operation of the laws therein mentioned be read the third time to-morrow at 10 o'clock.

Mr. Ward, from the Committee to whom was referred the petition

of Thomas Bloodworth, Reported as follows, vizt.:

That having carefully attended to the petition of Thomas Bloodworth, Marshal of the Admiralty Court of Brunswick, and having received the best information thereon to be had, altho' the Division mentioned in said petition are of opinion that the Marshal by the Admiralty Act is intitled to two per cent. on the whole subject condemned on account of the great risque and labour he sustains in all such cases.

ENOCH WARD, Ch.

The House taking the said report into consideration concurred therewith.

Received from the Senate the Report of the Committee to whom was referred the accounts of General Polk, &c., which being read was ordered to be recommitted to the same committee.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have received the report of the Committee to whom was referred the Accounts of Col. Polk, with which we do not concur, but propose that the said report be recommitted.

The Bill to vest certain lands in Richard Henderson and others, was read the first time, passed & sent to the Senate.

Received from the Senate a Bill to vest the Courts of the several Counties in this State with power to call to account as therein mentioned the Commissioners of Confiscated Property for their respective counties. Endorsed in Senate 8 May, 1783, read the first time and passed.

A Bill for altering the name of Campbelton to Fayetteville, &c.; A Bill concerning lands which have become the property of this State by the possessors of the same in fee or otherwise dying and leaving no legal representatives, &c.; A Bill for the promotion of learning in the District of Wilmington, Endorsed in Senate 8 May, 1783, read the second time & passed.

The House adjourned til 6 o'clock to-morrow morning.

FRIDAY, 9 May 1783.

The House met according to adjournment.

Mr. Lock moved for leave and presented a Bill to secure a title to

the Citizens of this State to the negroes and other property fairly purchased of the Governor and Council of the State of Georgia, which was read the first time, passed and sent to the Senate.

The Bill for altering the name of Campbelton to Fayetteville and for appointing Commissioners to lay off streets, for the regulation of the said town, and for giving a further time for saving Lotts in the lower town, was read the third time, passed and sent to the Senate.

Resolved, that the certificate to be granted to Benjamin Whitaker for his services as Secretary to the Board of Auditors for the District of NewBern in consequence of the report of a Committee appointed to consider of his claim concurred with, shall stand upon the same footing in all respects when granted as the resolve entered into in favour of the Secretaries of the Halifax and Salisbury Boards, that is to say it shall be received in payment of Taxes.

The Bill to keep open Roanoke River for the passage of Fish up the same & for other purposes therein mentioned, was read the second time, amended, passed & sent to the Senate.

Mr. Bloodworth moved for leave to withdraw the Bill for purchasing a Lot or Lots in the town of Wilmington, &c., for amendment; ordered that he have leave.

The Bill to amend the assessment law passed last Assembly at Hillsborough, was read the second time, amended, passed & sent to the Senate.

The House adjourned til 10 o'clock.

Met according to adjournment.

The Bill to amend an act intitled an act for regulating the Town of Edenton, was read the first time, passed & sent to the Senate.

Read the Petition of James Miller complaining of an undue election of members of this House in the County of Rutherford.

Ordered that the said petition be referred to the Committee of Privileges and Elections.

The Bill for levying a tax on every hundred pounds value of taxable property in the District of NewBern for repairing the Gaol in the said District was read the third time, amended, passed & sent to the Senate.

The Bill for building a Court House and Prison in Elizabeth

Town in the County of Bladen was read the third time, passed and ordered to be Engrossed.

Resolved, that the Treasurers or either of them pay unto Sherwood Haywood the sum of thirty-eight pounds eight shillings specie for his services as Clerk to the Board of Auditors of Halifax District in the year 1781, That the Treasurer paying the same shall be allowed in the settlement of his public accounts.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We agree that the report of the joint Committee on the accounts of Col. Polk be recommitted.

Received from the Senate the Resolve of this House allowing Richard Henderson and Company two hundred Thousand Acres of Land as therein mentioned, concurred with.

Received from the Senate the report of the Committee on the Petition of Thomas Bloodworth, concurred with.

Mr. Avery moved for leave to enter his protest as follows, vizt.:

On the question being put for allowing the Marshal of Port Brunswick two per cent. on the value of the ship Dawes and her cargo, according to his Petition, it was carried in the affirmative.

Waightstill Avery and others Dissentient.

1st. Because the said two per cent. by Law is allowed on the sales and is reputed to grow due for the service of selling the property and collecting and paying the money, the Marshal being auctioneer. But the Petitioner, by his own showing, did not sell the property, and therefore is not entitled by Law to the said two per cent.

2nd. Because that by the twelfth section of the Bill of Rights, it is declared that no freeman ought to be deprived of his property but by the Law of the land, the Spirit whereof would certainly forbid that any Tribunal whatever should deprive the Captors of the said Ship and Cargo of several hundred pounds worth of property without a Tryal by Jury and even without a hearing, for a demand which the petitioner's application to the General Assembly to ascertain is a sufficient acknowledgment on his part that the Law has not ascertained. Where the Law hath not ascertained the compensation for any lawful service the parties are left to thir own agreement and

where no special agreement is made, our Constitution and Laws will not warrant or permit a recovery for any more than the services were really worth, and the present resolve for two per cent. on the said ship and cargo to the Marshal may amount to several hundred pounds specie, either for no service at all or for services, which have by no means been proved to this House to be really worth as many pence.

3rd. Because that the present question, being intended as a decision of right, belongs to the Judicial powers of Governments, which as appears from the fourth section of the Bill of Rights ought to be forever separate and distinct from the Legislative, concluding because the said Resolve is unjust, unwarranted by the Laws of the Land and a Violation of the Constitution.

Signed: W. Avery, Thomas Person, John Chiles, Lewis Brown, Arch'd Maclaine.

Received from the Senate a Bill to vest certain lands in Richard Henderson and others. Endorsed in Senate 9 May, 1783, Read the second time, amended and passed.

The House took up the consideration of the Resolve of the Senate allowing Robert Bignall, Esquire, late Commissioner of Trade, a certain sum therein mentioned for services & the balance due him on the settlement of his accounts with the Comptroller, &c., which was concurred with.

Resolved, that the Bill for facilitating the navigation and regulating the pilotage of the several ports of this State be read the third time on Monday next.

The order of the day, for the reading for the third time the Bill for the establishing a scale of depreciation, with a provision for suits commenced, for paper currency and for suspending the operation of the Laws therein mentioned, being called for and read, the said bill, according to order was read the third time, passed and sent to the Senate.

Mr. Cumming moved for leave and presented a Bill to suspend the operation of executions for the time therein mentioned, which was read the first time, passed and sent to the Senate.

Received from the Senate the Bill for extending the Dividing line between the Counties of Burke and Rutherford. Endorsed in Senate 9 May, 1783, read the first time and passed.

A Bill to amend an act intitled an act for regulating the town of Edenton.

A Bill for appointing an Inspector General and regulating the Finances of this State, Endorsed in Senate 9 May, 1783, Read the second time and passed.

A Bill to amend the assessment Law passed last Assembly at Hillsborough. Endorsed in Senate 9 May, 1783, Read the third time and passed.

Received from the Senate the Resolve of this House allowing Sherwood Haywood the sum of thirty eight pounds specie, concurred with. Also the resolve in favour of Benjamin Whitaker. Received also the report of the Committee on the Memorial of James Brooks Executor of Samuel Woods, deceased, which being read was concurred with by this House.

Received from the Senate the following Message.

Mr. Speaker and Gentlemen:

The Senate have added to the nomination of Councillors, James Sanders, Esq.

Mr. Person from the joint balloting for a Council of State, Treasurers, a judge of the Court of Admiralty for Port Brunswick, the time where & when the next Assembly shall be held, reported.

That James Sanders, Nathaniel Macon, Spruce McCoy, Philemon Hawkins and Thomas Polk, Esquires, were Elected members of the Council of State.

Benjamin Exum, William Skinner, Green Hill, Memucan Hunt, Robert Lanier, John Brown and Joseph Cain, Esquires, Treasurers for their Districts respectively and John Spicer, Esquire, judge of the Court of Admiralty, and that the next session of Assembly is to be held at Hillsborough on the first Monday in October next, as appeared by a Majority of the votes of both Houses of the General Assembly. That neither of the other Gentlemen in nomination for Councillors had a majority of votes in their favour, and recommended to the House to ballot for two other members of the Council of State.

The House taking the said report into consideration resolved that they do concur therewith.

The House adjourned til to-morrow morning 9 o'clock.

SATURDAY, 10 May, 1783.

The House met according to adjournment.

Read the Memorial of Matthew Ramsey; ordered that the same be referred to a joint Committee; members chosen Mr. W. Blount, H. Macon, & W. Bryan on the part of this House.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen:

We propose balloting at six o'clock this evening for two Councillors of State and nominate for Councillors William Johnston, Robert Burton, Benjamin Shepperd, the Marquis of Bretigney, William Sharpe and James Williams, Esquires. Should this proposal be agreeable to you please to signify it by message.

Read the Memorial of Thomas Wade which was rejected. Mr. Auld moved for leave to withdraw the said Memorial, ordered that he have leave.

Resolved, that Mr. Allen, Mr. Theophilus Hunter, Mr. Jeffreys and Mr. Caswell have leave of absence.

Mr. Bloodworth presented the Bill for purchasing a Lot or Lots in the Town of Wilmington for the purpose of building a Gaol or Gaoler's House for the District of Wilmington, and other purposes, which was read the second time, amended, passed & sent to the Senate.

Read the resignation of William Grant, a justice of the Peace in Rutherford County, which was accepted of by this House.

Mr. Gillispie moved for leave and presented a Bill to vest the title of certain Lands in Duplin County in Joseph Herring, which was read the first time, passed and sent to the Senate.

Received from the Senate the Memorial of Matthew Ramsey. Endorsed in Senate, referred to Genl. Rutherford, Mr. Campbell & Mr. Coor.

Mr. Maclaine moved for leave to bring in a bill to repeal all acts and statutes and parts of acts and statutes that may operate against the intention of the fourth Article of the Treaty of Peace between Britain and the United States of America so far as such acts and parts of acts tend to prevent the execution of the said article.

Ordered that he have leave accordingly.

Received from the Senate a bill to suspend the operation of Executions for the time therein mentioned. Endorsed in Senate 10 May, 1783. Read the first time and passed.

Received from the Senate the following message.

Mr. Speaker and Gentlemen:

The Senate agree to your proposition as to balloting for two Councillors of State yet to be elected, and propose that this business be done at the Court House.

Received from the Senate a resolve allowing Hardy Bryan, Administrator on the Estate of Lewis Bryan, Dec'd, the sum of fourteen pounds, six shillings, which being read was concurred with.

Received from the Senate the Petition of William Courtney. Endorsed in Senate 10 May, 1783, read and referred to Colonel Simpson's Committee. The same being read was referred by this House to the said Committee.

Mr. Avery moved for leave and presented a Bill for levying a tax in Specie for the year 1783, which was read the first time, passed and sent to the Senate.

Received from the Senate the Bill to vest the title of certain Lands in Duplin County in Joseph Herring.

A Bill to impower the justices of the Inferior Courts to appoint a County Attorney and Solicitor to prosecute for the State in the Inferior Courts, and for the purposes of appointing a Salary and the fees of the Attorney and Solicitor. Endorsed in Senate 10 May, 1783. Read the first time and passed.

A Bill for purchasing a Lot or Lots in the town of Wilmington, &c. Endorsed in Senate 10 May, 1783, read the third time, amended and passed. An additional Bill to an Act intitled an act to establish a department for adjusting and liquidating the public accounts of this State and for appointing a Comptroller and other purposes, was read the third time, passed and ordered to be engrossed.

The Honourable the Speaker laid before the House a Letter from Richard Dobbs Spaight addressed to the Honourable the General Assembly acquainting that he accepted of the appointment of a Delegate to represent this State in Congress.

The same being read was sent to the Senate.

Resolved, that a writ of Election issue to the County of Craven

for the Election of one member to represent the town of NewBern in this House in the room and stead of Richard Dobbs Spaight, Esquire, whose seat is vacated by the acceptance of the appointment of a Delegate. That the said Election be held on the 16 & 17 days of June next.

The Bill for assuring to the purchasers therein described the lands by them purchased, was read the third time and rejected.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Mebane, Mr. Martin, Mr. Phifer, Mr. Gallaway and Mr. Herndon a Committee who will act jointly with such Gentlemen as the Senate may appoint to ascertain and prescribe some mode of pay to the Officers of the late State Legionary Core, &c.

The Bill for the promotion of learning in the District of Wilmington was read the third time, amended, passed and sent to the Senate.

The House adjourned til 4 o'clock P. M.

Met according to adjournment.

The Bill for repealing an Act intitled an act for appointing a place for the future meetings of the General Assembly, was read the third time, passed and ordered to be engrossed. Whereupon the yeas and nays being required by Mr. Person, which are as follows:

Yeas: Messrs. Geddy, McKinne, Moy, Clinton, Whitfield, Skinner, Bryan, Horn, Walters, Herritage, Brickell, Diggs, Turner, Harget, Sanders, Jordan, W. Blount, Vaughan, Cumming, B. Jones, Ward, Ferebee, Riddick, W. Bryan, Thomas, Reading, Howard, Read, Alderson, Bloodworth and West.—31.

Nays: Messrs. Gee, Mebane, Montfort, Lock, Berger, Bond, Avery, Whitaker, Harper, Shelton, Nunan, Phifer, Person, H. Macon, Martin, D. Wilson, Lewis, Leak, Aulds, Jackson, Lenoir, Herndon, Hawkins, Lucas, Bledsoe, McDowal, Gilbert, Chiles, Gallaway & Webb.—30.

Resolved, that this House will not receive any Bill unless of a public nature, after this evening.

The Bill to vest the Courts of the several Counties in this State with power to call to account as therein mentioned, the Commission-

ers of confiscated property for their respective counties was read the first time, passed & sent to the Senate.

The Bill to suspend the operation of executions for the time therein mentioned, was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Bill for levying a tax in Specie for the year 1783. Endorsed in Senate 10 May, 1783, read the first time and passed.

Received from the Senate the report of the Committee to whom was referred the accounts of Colonel Polk. Endorsed in Senate 10 May, 1783, read and concurred with; the said report being read was concurred with by this House.

Received from the Senate Eleanor Carothers' Petition. Endorsed in Senate referred to Genl. Rutherford, Mr. Coor, Mr. Hill, Genl. Jones, Mr. Irwin; the said Petition being read was referred on the part of this House to Mr. Avery, Mr. Phifer, Mr. Nunan, Mr. Turner, Mr. Bond, Mr. Wilson, Mr. Chiles and Mr. Bryan.

Resolved, that Archibald Murphey be allowed the sum of fifty-five pounds nine shillings, and John Nichols the sum of fifty-two pounds sixteen shillings specie for their services as members of the Board of Auditors for the District of Hillsborough, and Zeri Rice the sum of sixty pounds specie for his services as Clerk to the said Board. That the Treasurers or either of them pay them the said several sums respectively and be allowed in the settlement of their accounts with the public.

Mr. Winslow moved for leave and presented a Bill for appointing the several persons therein named to lay out Streets in upper Campbelton in Cumberland County and for the future regulation of said town & for giving a shorter time for saving lots in the lower town, and also for altering the name of Campbelton to ————.

Mr. Winslow moved for leave and presented a Bill to authorize Theophilus Evans of Cumberland County to receive Toll from all persons crossing a bridge by him built across Rock-fish Creek.

The Bill to amend an Act intitled an act for the relief of the Officers and Soldiers of the Continental line and for other purposes was read the second time, amended, passed and sent to the Senate.

Received from His Excellency the Governor the following message,

To the Honourable the General Assembly,

Gentlemen,

I beg leave to draw your attention to the late Commissary General's department of specific supplies which was abolished last Assembly, without any allowance being made the Officers for their services. Col. Davie being at the head of this business was first appointed by General Greene, Commissary General of purchases to the Southern Army in the year 1781, and was by the General recommended to the then Board of War of this State to superintend the provision supplies granted the Army. The Board being vested with all the powers respecting the provisions of this State, and the appointment of the Staff in general, and in short everything by them thought necessary for the public defence, thinking it proper that the provision supplies should be drawn into one channel for the use of the Army, did in pursuance of General Greene's recommendation and the powers in them vested commission Colonel Davie Superintendant Commissary General with five assistants for the several Districts and one Clerk, who accordingly supplied the Army from the different Commissioners while it continued in the State and the neighbourhood thereof. This appointment was continued under Governor Nash and the Council extraordinary, the same under Governor Burke and the late Speaker of the Senate, all judging the existance of such an office absolutely necessary, as the executive had other employments on hand that called their attention than being immediately concerned in the Commissary business.

The Officers concerned in this department look up to the Government for support, who employed them under the powers given by the Legislature, something is therefore due them for their trouble and the services they have rendered the public, which I am sensible were considerable, notwithstanding some abuses may have been committed in this business, as well as others of public nature, which time and circumstances could not obviate. The late Council thus judged and accordingly recommended to the Governor to grant them pay from the Treasury equal to those of same rank in the Continental line, as also to the Quarter Master General of the State specially appointed by Governor Nash, for the Militia and the safe keeping of the Military Stores belonging to the State; this I have in some measure de-

clined until I could take the sense of your Honourable body further on this subject. In the meantime I have granted £200 specie to Colonel Davie & £100 each to his five assistants and £50 to his Clerk not knowing to what officers in the Continental line their appointments may apply, and not having the sanction of the Legislature to this appropriation of the public money.

You will therefore please to signify your pleasure both respecting the Commissary and Quarter Master General's departments, that I may conduct myself accordingly to the Gentlemen concerned therein.

ALEX. MARTIN.

Ordered that the same be referred to the Committee appointed to ascertain and report what Salaries shall be allowed the Commissary General, &c.

Received from the Senate a Bill to prevent vexatious suits and to confirm the rights and titles of sundry Citizens therein mentioned. Endorsed in Senate 10 May, 1783, read the first time and passed.

A Bill to suspend the operation of executions for the time therein mentioned.

A Bill to vest the Courts of the several Counties in this State, with power to call to account as therein mentioned, the Commissioners of confiscated property for their respective Counties. Endorsed in Senate 10 May, 1783, read the second time and passed.

Mr. Person from the Committee of Privileges and Elections reported as folows on the Petition of James Miller.

That we have taken the said Petition under consideration, and from Examination of papers with sundry affidavits relative thereto, are of opinion that the election for Rutherford County was conducted illegal, and that the members who now represent the said County in the House of Commons have not in justice right to seats.

THOS. PERSON, Ch.

The House taking the said report into consideration concurred therewith, and

Resolved, that a writ of election issue to the County of Rutherford for the Election of two members of this House in the room and stead of William Gilbert and Richard Singleton whose seats were vacated, that the said election be hel d on the 15 & 16 Days of September next.

Mr. Person from the joint balloting for the two Councillors not before appointed reported that Robert Burton and the Marquis De Bretigney, Esquires, were by a majority of the votes of both Houses of General Assembly elected members of the Council of State.

The House taking the said report into consideration concurred therewith.

The several matters to this day referred being postponed the House adjourned til Monday Morning 6 o'clock.

MONDAY, 12 May, 1783.

The House met according to adjournment.

Resolved, that Mr. Hawkins be added to the Committee to whom was referred the Petition of Bazel Smith.

Received from the Senate the Resolve of this House impowering the Brigadier General of Morgan District to call a Court of Enquiry to determine who is intitled to rank as Field Officers in Rutherford County, concurred with.

Received from the Senate the folowing message:

Mr. Speaker and Gentlemen,

It is the opinion of this House that the Petition of Samuel Clark already reported on be recommitted, to which end we have appointed Genl. Rutherford, Mr. Coor, Mr. McCawley and Mr. Armstrong a Committee.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen,

We agree to recommit the Petition of Samuel Clark, the Gentleman appointed by this House are Mr. Gillispie, Mr. Hawkins, Whitfield, Thomas and Whitaker.

The Bill to revive and amend an act intitled an act for the regulation of the town of Wilmington, was read the first time, passed and sent to the Senate.

The Bill for appointing the several persons therein named to lay out streets in upper Campbelton in Cumberland County and for the future regulation of said town, and for giving a further time for saving lots in the lower town, and also for altering the name of Campbelton to ————————, was read the first time, passed and sent to the Senate.

The Bill for facilitating the navigation and regulating the pilotage of the several ports of this State was read the third time, passed and sent to the Senate.

The Bill to authorize Theophilus Evans to receive Toll at Rock Fish Bridge by him built in Bladen County, was read the first time, passed and sent to the Senate.

The Bill for levying a tax on every hundred pounds value of taxable property in the County of Lincoln for building a Court House, Prison & Stocks for the use of said County, was read the second time, passed and sent to the Senate.

Received from the Senate a Bill to keep open Roanoke River for the passage of fish up the same and for other purposes therein mentioned. Endorsed in Senate 11 May, 1783, read the second time, amended and passed.

A Message from His Excellency the Governor of the 10th Inst. Endorsed in Senate referred as by the House of Commons.

The Petition of John Williams of Caswell County. Endorsed, read and referred to the Committee to whom was referred the Petition of John Simpson. The said Petition being read was referred to the same Committee on the part of this House.

Received from the Senate the Resolve of this House allowing Archibald Murphey, John Nichols and Zeri Rice the several sums therein mentioned, concurred with.

The Bill for appointing Commissioners to take into their possession sundry articles of public property and to secure them from imbesselment and further waste, was read the third time, amended, passed & sent to the Senate.

Received from the Senate the Memorial of the Honourable Richard Caswell, Esquire, Endorsed in Senate, read and referred to the Committee appointed to take under consideration the petition of Richard Henderson & Company, the same being read was referred to the said Committee on the part of this House.

The House adjourned til 10 o'clock.

Met according to adjournment.

Resolved that the Treasurers or either of them pay James Coor the sum of forty-four pounds eight shillings specie for services as an Auditor for NewBern District in April and May, 1781, for which

such Treasurer shall be allowed in the settlement of his public accounts.

Mr. Gillispie presented an account from the Auditors of the District of Wilmington for atttendance as members, &c. Ordered that that the same be referred to the Committee appointed to consider of and report on the accounts of the late Governors, &c.

Received from the Senate the Resolve of this House allowing James Coor the sum of forty-four pounds eight shillings specie, concurred with. Also the Acct. of the Auditors of the District of Wilmington. Endorsed, referred as by the House of Commons.

The Bill for opening the land office for the redemption of specie certificates and discharging the arrears due to the Army was read the third time, amended, passed and sent to the Senate.

Received from the Senate a Bill for levying a Tax on every hundred pounds value of taxable properly in the County of Lincoln for building a Court House, Prison and Stocks for the use of said County. Endorsed in Senate 12 May, 1783, read the third time and passed.

The House adjourned til 5 o'clock P. M.

Met according to adjournment.

Mr. Maclaine according to order presented a Bill to repeal all acts and statutes and parts of acts and statutes that may operate against the intention of the fourth and sixth articles of the Treaty of Peace between Great Britain and the United States of America so far as such acts and parts of acts tend to prevent the execution of the said articles, which was read the first time, passed and sent to the Senate.

Received from the Senate the Memorial of Peter & Constantine Perkins. Endorsed in Senate 12 May, 1783, read and referred to the Committee to whom was referred the Petition of John Wilcocks. The said Petition being read was referred on the part of this House to the said Committee.

Mr. Maclaine moved for leave and presented a Bill for altering the time of holding the Annual Assemblies and directing the manner of electing annual officers for the succeeding year, which was read the first time, passed and sent to the Senate.

Read the Memorial of John Tillman, Esquire, of Craven County, complaining of an undue election of members for said county. Or-

dered that the same be referred to the Committee of Privileges and Elections.

Read the Memorial of His Excellency Alexander Martin, Esquire. Ordered that the same be referred to the Committee to whom was referred the Memorial of John Ramsey.

Read the Memorial of a number of the Inhabitants of the Hawfields in Orange County, complaining of the conduct of John Steel, a Justice of the Peace for the said County. Ordered that the same be referred to a joint Committee. The Members chose Mr. Lock, Mr. Hawkins, Mr. Harget and Mr. Bloodworth.

Mr. Person moved for leave to withdraw the Bill to suspend the operations of executions, &c., for amendment. Ordered that he have leave accordingly.

The Bill to impower the justices of the several counties within this State to levy a tax for the building and repairing their respective Court Houses, &c., was read the second time and rejected.

Resolved, that Mr. Blount be appointed to examine the Engrossed Bills in the room of Colonel Caswell, who is returned home.

The Bill for altering the times of holding the County Courts of Pleas and Quarter Sessions in the Countys of Edgecombe, Caswell and Warren in this State, and for other purposes, was read the third time, passed and sent to the Senate.

The Bill for levying a tax on every hundred pounds value of taxable property in the County of Lincoln for building a Court House, prison and stocks for the use of said County, was read the third time, passed and ordered to be engrossed.

Received from the Senate the Petition of Abram Rees. Endorsed read & referred to the County Court of Rowan, the said petition being read was referred on the part of this House to the said Court.

Received from the Senate a Resolve for re-imbursing Mrs. Elizabeth Rhodes of Onslow County, the value of House rent, &c., which being read was concurred with.

The Bill for altering the name of Jonathan Bronocks to that of Jonathan Bryant, was read the third time, passed and ordered to be Engrossed.

Received from the Senate the Petition from the Hawfields against

John Steel. Endorsed in Senate, referred to Mr. Brown, General Harrington, Mr. Moore, General McDowell and Mr. Hill.

A Memorial from His Excellency the Governor, Endorsed, referred as by the House of Commons, and also a Memorial from Charles Alexander, Endorsed, referred to the Committee appointed to take under consideration the petition of Matthew Ramsey. The said Memorial was read & referred by this House to the said Committee.

Received from the Senate a Bill authorizing James Davis, Esquire, to revise, print and publish all the laws, now in force and use in this State for appointing a public printer, and other purposes. Endorsed in Senate 12 May, 1783, read the first time and passed.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen,

The Senate have added Mr. Johnston, Mr. Armstrong and Mr. Bruce to the Committee appointed to take under consideration the Petition of John Wilcox.

The Bill to prevent vexatious suits and to confirm the rights and titles of sundry citizens therein mentioned, was read the first time, passed and sent to the Senate.

Resolved, that General Bryan be added to the Committee to whom was referred the Petition of John Fleetwood.

Resolved, that this House will strictly attend to the reading of Bills of a public nature and not attend to Bills of less importance until they are finished.

The several matters to this day referred being postponed

The House adjourned til to-morrow morning 6 o'clock.

TUESDAY, 13 May, 1783.

The House met according to adjournment.

The Bill to vest certain lands in Richard Henderson and others, was read the second time, amended, passed and sent to the Senate.

Mr. William Bryan from the Committee to whom was referred the Petition of John Fleetwood, reported as follows:

That no affidavit or other voucher appears respecting the matter other than the testimony of Col. Long, who has acknowledged the receipt of sixty-seven head of Beef Cattle impressed from the said Fleetwood.

Your Committee are of opinion that he render the necessary proof

and vouchers to the District Auditors, who are sufficiently impowered to settle his account and grant him a Certificate for the same.

All which is submitted.

WM. BRYAN, Ch.

The House taking the said report into consideration concurred therewith.

Resolved, that the Bill to impower the Commissioners therein mentioned to erect and build a Gaol and stocks on the lands of John Yancey, &c., be laid over until the first Monday in October next.

Read the resignation of John Steel, one of the Justices of the Peace for Orange County, which was accepted of by this House.

The Bill authorizing James Davis, Esquire, to revise, reprint and publish all the laws now in force and use in this State, for appointing a public printer, and other purposes, was read the first time, passed and sent to the Senate.

The Bill for extending the dividing line between the Counties of Burke and Rutherford, was read the first time, passed and sent to the Senate.

The Bill to amend an act passed at Halifax in November, 1777, intitled an act to prevent persons from stopping the passage of Fish up Dan River and Tar River was read the third time and rejected.

The Bill to amend an Act intitled an act for regulating the Town of Edenton, was read the second time, amended, passed & sent to the Senate.

The Bill for purchasing a Lot or Lotts in the Town of Wilmington for the purposes of building a Gaol for the District of Wilmington, and other purposes, was read the third time, passed and ordered to be Engrossed.

Received from the Senate the Bill to prevent all persons who have withdrawn themselves from this or the United States & all persons who have gone over to the Enemy or taken an active part with the Enemy from holding any office of profit or trust in this State. Endorsed in Senate 12 May, 1783, read the first time and passed. Ordered that the said Bill be read, the same was read the first time, passed and sent to the Senate.

Received from the Senate a Bill for appointing agents and hold-

ing Treaties with the Cherokee Indians. Endorsed in Senate 13 May, 1783, read the first time and passed.

Ordered that the said Bill be read; the same was read the first time, passed and sent to the Senate.

The Bill concerning lands which have become the property of this State by the possessors of the same in fee or otherwise, dying & leaving no legal representatives, but such if any are subjects of the King of Great Britain & for collecting of debts due by Bond, Mortgage, or otherwise, was read the second time, amended, passed and sent to the Senate.

The Bill to vest the title of certain lands in Duplin County in Joseph Herring, was read the second time, passed and sent to the Senate.

The House adjourned til 10 o'clock.

Met according to adjournment.

Received from the Senate the Bill authorizing James Davis, Esquire, to revise, print and publish all the laws now in force, &c. Endorsed in Senate 13 May, 1783, read the first time and passed.

A Bill for extending the dividing line between the Counties of Burke and Rutherford. Endorsed in Senate 13 May, 1783, read the second time, amended and passed.

A Bill to vest certain lands in Richard Henderson and others.

A Bill to amend an act intitled an act for regulating the town of Edenton. Endorsed in Senate 13 May, 1783, read the third time and passed.

Resolve directing the Commissioners to lay out lands to the officers and soldiers to make report thereof, &c., which was read and concurred with.

Received also the report of the Committee on the Petition of John Fleetwood, concurred with.

The Bill to impower the Justices of the Inferior Courts to appoint a County Attorney and Solicitor to prosecute for the State in the Inferior Courts, and for the purposes of appointing Salary and the fees of the Attorney and Solicitor, was read the first time, passed and sent to the Senate.

The Bill to indemnify such persons as have acted in defence of the State and for the preservation of the Peace during the late War from

vexatious suits and prosecutions, was read the third time, passed & ordered to be Engrossed.

Mr. Person from the Committee to whom was referred the settlement of the accounts of the Marquis De Bretigney, late agent from this State to the West Indies reported as follows.

That it appears to your Committee that the Marquis De Bretigney immediately on his appointment,proceeded to Martinique where upon the credit of the State and pledging himself and security, he procured several articles for the State, the cost and charges of which are two thousand one hundred and eleven pounds ten shillings, and his necessary expenses during his stay in Martinique, without any charge for the service or time, is nine hundred and seven pounds ten shillings, to which, is to be added the damage of a protested Bill drawn by him in Martinique on Governor Burke in favour of Mr. Claus Eighty pounds, amounting in the whole to three thousand and ninety pounds.

That he has received in part pay, Tobacco and pork that sold for five hundred and ninety-four pounds and two warrants from the Governor to the amount of one hundred and forty pounds amounting to seven hundred and thirty-four pounds (the two sums) so there appears to be due him a balance of two thousand three hundred and sixty-five pounds specie, which bears interest from the time he gave Bonds for it till paid. It is the opinion of your Committee that the aforesaid balance of two thousand three hundred and eighty-five pounds with such interest as may be due, be paid to the Marquis De Bretigney to enable him to fulfill such contracts as he has made in Martinique in behalf of this State and that the Treasurers, or either of them are hereby directed to pay the same for which they shall be allowed in the settlement of their public accounts. All which is submitted.

THOS. PERSON, Ch.

The House taking the said report into consideration concurred therewith.

The Bill for repealing two acts of the General Assembly was read the second time, amended, passed & sent to the Senate.

Mr. Avery moved for leave to enter his protest against the Section in the Bill for opening the Land Office, &c. Ordered that he have

leave accordingly, Whereupon Mr. Avery delivered in his protest as follows:

Waighstill Avery doth protest against the ——— Section of a Bill for opening the Land Office, &c.

1st. Because the charge therein contained of entering the long Islands of Holston in open violation of Treaty does not appear to him to be true, no Treaty or Copy of a Treaty laid before the General Assembly containing a Guarantee Cession or assurance of the said islands to the Indians previous to the Entry thereof in the land office, and the Indians had previously given up all claim to the lands for many miles on every side. And it is generally acknowledged as he alleges, that the Continental Commissioners of the Treaty since held, had no power or authority to cede any part of this State to the Indians, much less to sequester the private property of the Citizens and give the same away to the Indians. The claims by preoccupations for lands in that part of the State have been sanctified by law, and by the same Law and the principles of the Constitution, such claimants ought not to be divested of their property without a tryal by Jury.

2nd. Because that by the law of Nature and Nations, an adequate compensation ought to be made, for private property sequestered to the use of the public, and such sequestration ought not to be made, but for necessity and the General Good. In the present instance, it is alleged that orphans are stripped of their claims without tryal by Jury. Their property sequestered to the use of the Indians, without apparent necessity, and without making any compensation to the said orphans the owners thereof.

W. AVERY.

The order of the day, for reading for the second time the Bill for Emitting one hundred thousand pounds in Paper Currency for the purposes of Government, for 1783, for the redemption of Paper Currency now in circulation, and for advancing the Continental Officers and soldiers part of their pay, &c., being called for and read, the said bill according to order was read the second time, amended, passed & sent to the Senate.

Received from the Senate the Bill to impower the justices of the Inferior Court to appoint a County Attorney, &c. Endorsed in Senate 13 May, 1783, read the second time and passed.

A Bill for appointing the several persons therein named to lay out upper Campbelton, &c. Endorsed in Senate, read the first time and passed.

Received from the Senate the reports of the Committee on the accounts of the Marquis De Bretigney, concurred with.

A Bill to prevent vexatious suits and to confirm the Rights & Titles of sundry Citizens therein mentioned.

A Bill for repealing two acts of the General Assembly.

A Bill to vest the title of certain lands in Duplin County in Joseph Herring. Endorsed in Senate 13 May, 1783, read the second time and passed.

Received from the Senate the Memorial of Thomas Wade. Endorsed Referred to the Committee to whom was referred the Memorial in behalf of Richard Henderson, &c. The said Memorial being read was referred on the part of this House to the said Committee.

Received from the Senate the Memorial of William Fields. Endorsed in Senate 13 May, 1783, read and referred to the County Court of Randolph so far as it relates to land. The said Memorial being read was referred to the said Court on the part of this House.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly,

Gentlemen:

I send you herewith the account of Doctor Hugh Boyd of Salisbury against the public for sundry Medecines by him furnished and services done in his profession to the Militia and Continental Army while in this State for which he has had no allowance or satisfaction made him.

ALEX. MARTIN.

At the same time received the account referred to in the above message, which was ordered to lie over until October next.

The Bill for appointing the several persons therein named to lay out streets in upper Campbelton in Cumberland County, and for the future regulation of said Town, and for giving a further time for saving Lots in the lower town, and also for altering the name of Campbelton to Milton was read the second time, amended, passed and sent to the Senate.

The Bill to repeal an act entitled an act for appointing Naval Officers at the different ports of this State and directing their duty in office, and for other purposes, and to revive and amend an act intitled an act for appointing naval officers at the different ports of this State & directing their duty in office, was read the second time, amended, passed & sent to the Senate.

Resolved, that Mr. Arch Maclaine and Mr. Avery have leave to absent themselves from the service of the House to-morrow.

Received from the Senate the Bill concerning lands which have become the property of this State, &c. Endorsed in Senate 13 May, 1783, read the third time, amended and passed.

Recd. also the Memorial of William Murphey. Endorsed referred to Simpson's Committee; the said Memorial being read, was referred by this House to the said Committee.

The Bill for levying a tax in specie for the year 1783, was read the second time and rejected.

The Bill authorizing James Davis, Esquire, to revise, print and publish all the laws now in force and use in this State, for appointing a public printer and other purposes, was read the second time, amended, passed & sent to the Senate.

The House adjourned til tomorrow morning 6 o'clock.

WEDNESDAY, 14 May, 1783.

The House met according to adjournment.

The Bill to prevent vexatious suits & to confirm the rights and titles of sundry citizens therein mentioned was read the second time, passed and sent to the Senate.

The Bill to vest the Courts of the Several Counties in this State, with power to call to account as therein mentioned, the Commissioners of confiscated property, or other officers for their respective Counties, was read the second time, amended, passed and sent to the Senate.

Read the representation of the Honourable Richard Caswell respecting the accounts of Col. Polk. Ordered that the same be referred to a joint Committee; members chosen Mr. Person, Mr. Blount, Mr. Gallaway, and Mr. Bloodworth.

The Bill for repealing two acts of the General Assembly was read the third time, passed and sent to the Senate.

The Bill for extending the dividing line between the Counties of Burke and Rutherford was read the second time, passed and sent to the Senate.

The Bill for allowing Salaries to the Governor, Secretary and other Officers of State, was read the second time, amended, passed and sent to the Senate.

The Bill to amend an act intitled an act for regulating the town of Edenton was read the third time, passed and sent to the Senate.

The House adjourned til 10 o'clock.

The House met according to adjournment.

Resolved that the thanks of the General Assembly be presented by the Honourable the Speakers to the Honourable Hugh Williamson and William Blount, Esquires, for their having so timely and fully expressed the sense of the Citizens of this State in their address pre sented to His Excellency the Chevalier De La Luzerne, Minister of France, on the auspicious birth of the Dauphin.

The Bill to vest the title of certain lands in Duplin County in Joseph Herring, was read the third time, passed and sent to the Senate.

Received from the Senate the Bill for appointing the several persons therein named to lay out steets in upper Campbelton, &c.

A Bill for emitting £100,000 in paper currency, &c. Endorsed in Senate 14 May, 1783, read the second time and passed.

The Bill to enable the judges of the Superior Courts of Law and Equity to review the judgments had in the several County Courts against estates supposed to be confiscated, and to confirm or invalidate the same agreeable to Law, and to cause restitution to be made, was read the second time, amended, passd and sent to the Senate.

Received from the Senate the Bill to prevent vexatious suits, &c.

A Bill for extending the dividing line between Burke and Rutherford. A Bill authorizing James Davis, Esq., to revise, print and publish all the laws, &c. Endorsed in Senate 14 May, 1783, read the third time and passed.

Mr. Maclaine moved for leave to enter his protest as follows:

Protest in the House of Commons, on passing on third reading, the Bill for settling a scale of depreciation,making provisions for suits

now depending in which the damages are laid in the late paper currency and for suspending the operation of the limitation laws.

Dissentient.

Because some of the clauses in the said Bill evidently counteract the fourth article of the Treaty of Peace lately made between Great Britain and the United States of America; for by that article it is provided that the creditors on either side shall meet with no lawful impediment to the recovery of the full value in Sterling Money of all bona fide debts theretofore contracted; and two of the said clauses except out of the benefit of the suspension of the limitation Laws, not only revolted Citizens and absentees, but all those who have been included within the description of any of the Laws *commonly called confiscation Laws;* and some of the said confiscation Laws are known to have comprehended as subjects to confiscation the Debts due by the People of this State to British Subjects.

Because the said Clauses are a covert and disingenous violation of the said Treaty, which we dare not openly avow and little short of a declaration of War against Great Britain.

Because this breach of national faith must necessarily involve all other States in the Union in a contention with this State, or with Great Britain, and as it is highly probable that the European Allies of the United States have become guarantees of the Treaty, they will be disgusted with a conduct so contrary to the practice of all civilized nations.

Because this breach of faith is accompanied with manifest injustice, in attempting to deprive honest and innocent men of their property contrary to an express stipulation for securing that property?

Because the said clauses are not only unjust, but unconstitutional as by the same clauses all suits for any lands, Tenements or hereditaments, or other property; or on any Bond, note or other contract, agreement or account, brought by any person coming within the description of the confiscation Laws shall be declared *null and void;* and no judgment shall be had thereon; which is to all intents and purposes, a retrospective law, making that void which was originally binding, upon good and valuable consideration. It is also unconstitutional in this, that it deprives freemen of their property by new

and unheard of ways, and without any crime alleged to have been by them committed.

Because as a Commercial Nation we have by this Bill destroyed all commercial confidence, and indirectly forbad all trading nations from coming to us; and we shall finally be reproached as an ignominious people, on whose promises no reliance can be had.

A. MACLAINE.

Hillsborough, 14 May, 1783.

Because notwithstanding this Law, every honest man will endeavour to pay his just debts; and therefore it can only operate in favour of the unprincipled and dishonest part of the community.

A. MACLAINE.

Received from the Senate the representation of the Comptroller Endorsed in Senate, referred to Mr. Hill, Genl. Rutherford, & Mr. McCullock.

Also the resolve of this House requesting the Speakers of the Genl. Assembly to give the thanks of the State to the Honourable Hugh Williamson and William Blount, Esquires, &c., concurred with.

Received from the Senate the Memorial of David Wilson. Endorsed in Senate, read and referred to the Committee appointed to take under consideration his Excellency the Governor's Memorial, the said Memorial being read was referred by this House to the said Committee.

The Bill to vest certain lands in Richard Henderson & others, was read the third time, passed and ordered to be engrossed.

Received from the Senate a Bill for appointing an agent and holding a Treaty with the Cherokee Indians, and also for appointing vendue Masters. Endorsed in Senate 14 May, 1783, read the second time, amended and passed.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly,

Gentlemen,

I send you herewith the Petition of Archibald McKay late of Cumberland County accompanied with a letter from General Greene

addressed to me in his favour. I have indulged him to remain in the State until the same could be laid before you. I request the Honourable the Legislature to signify their pleasure respecting this and other persons in like cases, that the executive be relieved from daily importunities and embarrassments they are liable to from such persons.

ALEX. MARTIN.

Received at the same time the Petition of Arch McKay, which being read was referred to a joint Committee, the members chosen are Genl. Bryan, Mr. Geddy, Mr. Winslow and Mr. Hawkins.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly,

Gentlemen,

I lay before you two letters from our Delegates, omitted to be sent forward at the time the public papers were presented you.

ALEX. MARTIN.

The letters above referred to being read were sent to the Senate.

Received from the Senate the following message,

Mr. Speaker and Gentlemen,

The Senate being of opinion that the necessary business of this Session may be dispatched by Thursday next, have directed their Clerk to make up the estimate to that day, inclusive, and wish your body to adopt a similar resolution. It is our opinion that the estimate be made out at the rate of sixteen shillings per day.

Resolved that the members of this present Assembly for their attendance thereon, as well as those of the last for their attendance in November and January last be allowed at the rate of twenty shillings per Day for such attendance.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen,

We have directed our Clerk to make out the estimate of allowances including Saturday next and propose twenty shillings per day for the members attendance, and the same sum to those who attended in November and January last.

Received from the Senate the folowing message:

Mr. Speaker and Gentlemen,

General Jones, Colonel Hill, Col. Everagin, Genl. Harrington, and Colonel Martin will act with such Gentlemen as you may think proper to appoint to confer with the Commissioners appointed by act of Assembly for laying off lands for the Continental Officers, &c. and make report of such conference.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen,

Mr. Blount, Mr. Winslow and Mr. Gallaway will act with the Gentlemen by you appointed to confer with the Commissioners for laying out lands for the Continental Officers, &c.

The Bill for appointing the several persons therein named to lay out streets in upper Campbelton in Cumberland County and for the future regulation of said town,and for giving a further time for saving lots in the lower town, and also for altering the name of Campbelton to Milton, was read the third time, amended, passed and sent to the Senate.

The Bill for dividing Duplin County, was read the second time, amended, passed and sent to the Senate.

Resolved, that the resolve of the General Assembly of the fifth inst. requesting his Excellency the Governor to order a Court Martial to report respecting the conduct of Col. James Blount of Chowan County, &c., be rescinded and the following adopted in lieu thereof.

Resolved, that His Excellency the Governor be requested to order a Brigade Court Martial of the Militia Officers of Edenton District to enquire into the charges against Col. James Blount of Chowan County as stated in the proceedings of a Court Martial late held on his conduct, and into such other charges as may be exhibited against him, and that the Court shall report their proceedings and opinion thereon to the Brigadier of the District; and the Brigadier shall thereupon report the same to His Excellency the Governor.

The Bill to impower the Justices of the Inferior Courts to appoint a County Attorney and Solicitor to prosecute for the State in the Inferior Courts and for the purposes of appointing a Salary and the fees of the Attorney and Solicitor, and for other purposes, was read the second time, amended, passed & sent to the Senate.

Received from His Excellency the Governor the following Message:

To the Honourable the General Assembly,

I send you herewith a return of the confiscated property sold by the different Superintendent Commissioners as per their returns.

ALEX. MARTIN.

Resolved, that the Bill for emitting £100,000 in paper Currency, &c., be read to-morrow at 10 o'clock the third time.

The Bill for appointing an agent and holding a Treaty with the Cherokee Indians, was read the second time, amended, passed and sent to the Senate.

The Bill for extending the dividing line between the Counties of Burke and Rutherford was read the third time and rejected.

Resolved, that the Treasurers or either of them pay unto Waightstill Avery, Esquire, the sum of one hundred and thirty six pounds thirteen shillings and four pence specie for his services as Attorney General, &c., and the Treasurer so paying shall be allowed in the settlement of his accounts.

On the reading the Bill to vest certain lands in Richard Henderson and others, Mr. Person moved and was seconded, that the quantity of land to be allowed to the said Henderson and others should be reduced to 100,000 Acres, the question was put whether it should be reduced or remain as it stood in the Bill, and was carried in the affirmative, whereupon the yeas and nays were required by Mr. Person, which are as follows:

Yeas: Messrs. Geddy, Gee, Mebane, Montfort, McKinne, Moy, Farmer, Clinton, Whitfield, Lock, Skinner, Bond, Avery, A. Bryan, Horn, Walters, Heritage, Whitaker, Diggs, Turner, Harget, Harper, Sanders, Jordan, W. Blount, Shelton, Brown, Vaughan, Cumming, B. Jones, Nunan, Ward, Macon, Martin, Ferebee, Reddick, R. McLean, Leak, Jackson, W. Bryan, Cain, Herndon, Reding, Gillispie, Howard, Winslow, Bledsoe, Reed, Alderson, Gallaway, Webb, and Bloodworth.—52.

Nays: Messrs. Berger, Phifer, Person, Wilson, Hawkins, McDaniel and Chiles.—7.

The House adjourned til to-morrow morning 6 o'clock.

THURSDAY, 15 May, 1783.

The House met according to adjournment.

The Bill concerning lands which have become the property of this State by the possessors of the same in fee or otherwise dying and leaving no legal representative, &c., was read the third time and rejected.

Received from the Senate a Bill to impower the Justices of the County Courts to appoint a County Attorney and Solicitor, &c. Endorsed in Senate 14 May, 1783, read the third time and passed.

The Petition of Archibald McKay, Endorsed referred to Genl. Harrington, Mr. Moore, Mr. Irwin, Mr. Wade & General McDowell.

The Resolve of this House rescinding one other resolve requesting his Excellency the Governor to order a Court Martial for the trial of Col. James Blount, &c., concurred with.

And also the following message:

Mr. Speaker and Gentlemen:

We consent that the estimate be made up to Saturday next inclusive and agree to your proposition as to the allowance of twenty shillings per day.

Received from the Senate a Bill to amend an Act intitled an act for the relief of the Officers & Soldiers, &c. Endorsed in Senate 14 May, 1783, read the second time, amended and passed.

A Bill for appointing an Agent and holding a Treaty with the Cherokee Indians. Endorsed in Senate 15 May, 1783, read the third time, amended and passed, and

A Resolve of the Senate in favor of Thomas Mulhollan, which being read was concurred with.

Read the Memorial of Nicholas Long, George Doherty and James Reed, Commissioners for & in behalf of the Officers of the North Carolina Militia, which was referred to the Committee appointed to confer with the Commissioners appointed for laying out Lands, &c., for the Officers.

Resolved, that Mr. William Bryan be added to the Committee to whom was referred the Petition of John Simpson & others.

The House adjourned til 9 o'clock.

Met according to adjournment.

The Bill of Pardon and oblivion, was read the second time, amended, passed and sent to the Senate.

The Bill for appointing an Inspector General and regulating the Finances of this State was ordered to lie over until October next.

Received from the Senate the message proposing amendments to the Bill for building a Court House & Prison for the District of Morgan, &c., which being read was ordered to lie over until the first Monday in October next for consideration.

The Bill to erect a County adjoining the line of Virginia including a part of Cumberland River, was read the second time, amended, passed & sent to the Senate.

Received from the Senate the Resolve of this House allowing Waightstill Avery, Esquire, £136 13 shillings 4 pence specie concurred with.

The Bill authorizing James Davis, Esquire, to revise, print and publish all the laws now in force and use in this State, for appointing public printer and other purposes, was read the third time, passed and ordered to be engrossed .

The Bill to amend the assessment law passed last Assembly at Hillsborough was read the third time, passed and ordered to be Engrossed.

The Bill for emitting one hundred thousand pounds in paper currency for the purposes of Government, for 1783, for the redemption of paper currency now in circulation, and for advancing the Continental officers and soldiers part of their pay and subsistance,and for levying a Tax and appropriating the Confiscated property for the redemption of the money now to be emitted, was read the third time, amended, passed and sent to the Senate.

Received from the Senate a Bill of pardon and oblivion.

A Bill to erect a County adjoining the line of Virginia including a part of Cumberland River. Endorsed in Senate 15 May, 1783, read the second time, amended & passed.

Also the following message:

Mr. Speaker and Gentlemen,

The Senate have added to the Committee to which was referred the Petition of Mr. Wiliam Courtney, Mr. Irwin, Mr. Brown, Mr. McCawley & Mr. Bruce.

And also the report of the Committee on the Memorial of His Excellency Alexander Martin, Esquire, and Mr. David Wilson, which being read was concurred with.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly,

Gentlemen,

Agreeable to the returns of the sales of Cornell's House and wharf in New Bern, which was made yesterday, you will find a large balance (to-wit) near £1,000 unpaid of the money arising therefrom, either by the purchaser or Superintendant Commissioner. As I had no return from the Superintendant Commissioner of this Transaction, I know not where to fix the delinquency. By good authority it is suggested, that a settlement of this money has been made in the Comptroller's office, with Continental Officers certificates by the Superintendant Commissioner, under colour of which, several draughts have been protested, which I drew in favour of the civil list, to-wit the judges and Attorney General, judging from the Law that all the monies that arose from the sale of the special confiscated property reserved for the support of the Delegates were to be paid in Coin, and no other substitute whatever; that the residue if any, becomes a part of the public revenue subject to the disposal of the General Assembly or the Governor's Draughts as in other cases.

I request the sense of the Honourable the General Assembly, as to this disposal of the public money by the Superintendant Commissioner whether it meets their approbation, and should it deem the public trust reposed in him has not been discharged, that some more summary mode be pointed out to effect a recovery of the balance, than an action on the case mentioned in the act directing the sale of confiscated property, and which it is doubtful will not apply in this special instance.

ALEX. MARTIN.

Ordered that the same be referred to a joint Committee, the members chosen are Mr. Blount, Genl. Bryan, Mr. Gallaway and Mr. Person.

Received from the Senate the accounts of Col. Long. Endorsed

in Senate referred to a joint Committee, the members chosen are Mr. Coor and Mr. Ramsey. The said account being read was referred to a joint Committee on the part of this House, the members chosen are Mr. Hawkins, Mr. Harget, and Mr. Winslow.

Received from the Senate a Resolve requesting Colonel Long, Major Doherty and Captain Read, Commissioners, &c., to inform the Officers and Soldiers of the North Carolina Line as therein mentioned which being read was concurred with.

Received from the Senate the report of the Committee on the Memorial of Peter Perkins and Constantine Perkins, which being read was rejected, whereupon

Resolved, that six hundred and forty acres of land in Guilford County belonging to Peter Perkins and Constantine Perkins whereon an Iron Furnace is about to be erected, and also twenty-five labourers to be employed in carrying on the business of building the Iron Works be exempted from public taxation (the Labourers from Poll Taxes) for the space of two years.

The Bill to suspend the operation of the executions for the time therein mentioned, was read the third time, amended, passed & sent to the Senate.

Resolved, that the certificate to be issued to the members and officers of the present Assembly their attendance and services shall be endorsed in this manner.

Collectors and Receivers of Public Monies shall discharge the within mentioned sums with such public monies as they may have in their hands.

The House adjourned til to-morrow morning 6 o'clock.

FRIDAY, 16 May, 1783.

The House met according to adjournment.

Resolved, that the fourth Day of July be and is hereby appointed a day of General Thanksgiving and praise to Almighty God for the gracious Interposition of Divine Providence in behalf of this nation; that it hath pleased Him to deliver us from the calamities of War, and crown our wishes with the blessings of Peace; and that his Excellency the Governor notify the same by Proclamation.

Mr. Bryan from the Committee appointed to consider the Petition of William Murphey, reported as follows:

That your Committee find that Mr. Murphey's Horse died upon the road as he was on his way to the Assembly last November, and that his Horse has strayed from him this Assembly and is likely to become a total loss. That Mr. Murphey has not been able to obtain any money for his services on the Assembly since the year, 1780, and that what money he received before that time for certificates of allowance he has deposited in the Public Funds, and cannot draw or obtain Principle or Interest.

That Mr. Murphey is a man in loe circumstances and has a large Family, for all which considerations, and his long and faithful services as a servant of the General Assembly, your committee are of opinion that it will be reasonable to allow him twenty pounds. All which is submitted.

WILLIAM BRYAN, Ch.

The House taking the said report into consideration concurred therewith.

The Bill to impower the Justices of the County Courts to appoint a County Attorney and Solicitor to prosecute for the State in the County Courts, and for the purposes of appointing a Salary and the fees of the Attorney and Solicitor, and for other purposes, was read the third time, passed and ordered to be Engrossed.

On reading the above Bill it was moved and seconded that the allowance to the County Collector should be reduced to sixteen dollars, this being objected to it was carried in the negative, whereupon the yeas and nays were required by Mr. Hawkins, which are as follows:

Yeas: Messrs. Clinton, Lock, Berger, Bond, Skinner, Herritage, Harper, Shelton, Vaughan, Phifer, H. Macon, Auld, Jackson, W. Bryan, Cain, Herndon, Hawkins, Bledsoe, McDaniel, Chiles, Gallaway, Webb and Bloodworth.—23.

Nays: Messrs. Mebane, Farmer, Montfort, McKinne, Moy, A. Bryan, Horn, Walters, Whitaker, Brickell, Diggs, Turner, Harget, Sanders, Blount, Brown, Cumming, B. Jones, Ward, Martin, Ferebee, Riddick, R. Maclaine, Leak, Reading, Gillispie, Howard, Read and West.

Mr. Geddy refused to vote.

The Bill to erect a County adjoining the line of Virginia, includ-

ing a part of Cumberland River, was read the third time, amended, passed & sent to the Senate.

The Bill to prevent vexatious suits and to confirm the rights and titles of sundry citizens therein mentioned, was read the third time, amended, passed & ordered to be Engrossed.

The Bill of pardon and oblivion, was read the third time, amended passed & sent to the Senate.

Received from the Senate the Resolve of this House, directing the mode of Endorsement on Certificates.

The Resolve in favor of Peter Perkins and Constantine Perkins.

The Resolve of this House appointing a Day of General Thanksgiving.

The report of the Committee on the Petition of William Murphey concurred with.

A Resolve of the Senate directing the Auditors of Halifax District to settle and finally adjust the accounts of Jonas Crump, which being read was concurred with.

And Rec'd also His Excellency the Governor's message relative to the accounts of Benjamin Shepperd Superintendant Commissioner. Endorsed in Senate 15 May, 1783, referred to General Rutherford, Mr. Johnston, Mr. Harrington, Mr. McCullock, Genl. Jones and Mr. Ramsey.

The House adjourned til 10 o'clock.

Met according to adjournment.

Whereas there is a considerable ballance due from this State to the Honourable the Marquis De Britigney late agent in the Island of Martinique, and whereas there is sixteen hundred and seventy pounds weight of Gun powder in the hands of Messrs. Mayall and Schellebec, Merchants in NewBern, belonging to the State which the said Honourable the Marquis De Britigney is willing to receive in part discharge of said ballance at four shillings specie per pound.

Resolved, that said Mayall and Schellebec be, and they are hereby directed to deliver said powder to said Marquis, or to his order upon the aforesaid Terms and Account.

Received from His Excellency the Governor the following message:
To the Honourable the General Assembly,

Gentlemen,

Whereas, John Swink of Rowan County, a German, hath made ap-

plication to me for a Caveat which I have declined granting by reason of his not taking the oath of allegiance in the time prescribed by law, but since has taken the same before Judge Spencer, his Petition to the General Assembly I send you herewith, and request your interposition, with regard to him and other harmless characters who are likely to suffer for their ignorance of the Laws.

Several Depositions, &c., accompanied by the above message being read, whereupon,

Resolved, that His Excellency the Governor for the time being is hereby impowered and requested to grant a Caveat to John Swink,and upon any application of any Moravian, Quaker, Menonist or other Nonjuriors on oath or affirmation, that he grant Caveats to all such as to him shall seem just.

The Bill for appointing an Agent and holding a Treaty with the Cherokee Indians, was read the third time, passed and ordered to be Engrossed.

Whereas, John King one of the Auditors for the District of Wilmington hath removed himself, whereby it becomes necessary that some other person should be appointed to supply the vacancy.

Resolved, that Thomas Seawell be and he is hereby appointed an auditor in the room and stead of the said John King in the said District, and that he be vested with all the perquisites incident to the said office, and the said auditors are hereby directed to meet and sit in each County until the accounts are settled.

Received from the Senate the Memorial of Abisha Thomas, which being read was rejected.

The Bill to keep open Roanoke River for the passage of Fish up the same and for other purposes therein mentioned, was read the third time, amended, passed and sent to the Senate.

Mr. Winslow, from the Committee to whom was referred the accounts of Colonel Nicholas Long, reported as follows:

That they have examined the same and are of opinion that Colonel Long be allowed in the settlement of his accounts with the Comptroller two hundred pounds specie, for the charges contained within the said account, which is submitted.

EDWD. WINSLOW, Ch.

The House taking the said report into consideration rejected it.

Whereupon Resolved, that the Comptroller allow Colonel Long in the settlement of his accounts one hundred and seventy-two pounds fourteen shillings specie, in lieu of the sum above mentioned.

Resolved, that James Malloy be allowed the sum of twelve pounds sixteen shillings specie, for riding sundry times express for His Excellency the Governor; that the treasurers or either of them pay him the same and be allowed.

Resolved, that the Bill for levying a tax on all taxable property within this State for the redemption of paper currency, &c., be laid over until October next.

Received from the Senate the resolve of this House for selling a certain quantity of gun powder to the Marquis De Britigney.

The Resolve appointing Thomas Seawell an Auditor, for Wilmington District, and the Resolve in favour of John Swink concurred with.

Recd. also, the report of the Committee on the Memorial of the Executors of Colonel Davidson, Dec'd. The same being read was concurred with.

Read the Memorial of Absalom Tatom and Anthony Bledsoe, Esq., Commissioners. Ordered that the same be referred to the Committee appointed to confer with the said Commissioners.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen:

We propose balloting at 7 o'clock this evening for an Entry Taker for the Western Lands, and put in nomination Colonel Armstrong, Doctor Burke, Colonel William Shepperd, Col. P. Hawkins and Col. William Polk.

Resolved, that Sergeant Morrison be allowed the sum of twenty-five pounds specie, for the present and the succeeding year, he having been wounded in the service of this State, and rendered incapable of procuring a subsistance. That the Treasurers or either of them pay him the same and be allowed.

Mr. Winslow from the Committee to whom was referred the accounts of General Harrington as stated in the account hereto annexed, by which it appears that the sum of one hundred and twenty-two pounds, thirteen shillings and four pence specie, is due from the public to the said General Harrington, and that the said account be

settled and allowed by the Comptroller according. All which your Committee submit.

EDWD. WINSLOW, Ch.

The House taking the said report into consideration concurred therewith.

Received from the Senate the resolve of this House allowing James Malloy £12 16s.

The Resolve allowing Sergeant Morrison twenty-five pounds, and the Resolve of this House in favor of Colonel Nicholas Long, concurred with.

Also the report of the Committee on the accounts of General Harrington concurred with.

Received from the Senate the folowing Message.

Mr. Speaker and Gentlemen:

We agree to your proposition as to balloting at 7 o'clock this evening for an Entry Taker; propose that this business be done at the Court House and have appointed Mr. Coor and Mr. Ramsey to superintend the same.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree that the balloting be conducted at the Court House, and have appointed Mr. Montfort and Mr. Whitfield to superintend the same.

Received from the Senate the Memorial of Absalom Tatom & Anthony Bledsoe, Commissioners, &c. Endorsed in Senate, referred as by the House of Commons.

Received from the Senate a Bill for allowing Salaries to the Governor, Secretary and other officers of State, and for other purposes. Endorsed in Senate 16 May, 1783, read the third time and passed.

Ordered that the said Bill be read; the same was read the third time, passed and ordered to be Engrossed.

Mr. Montfort, from the joint balloting for an Entry Officer of Lands for the Western part of this State, Reported, that John Armstrong, Esquire, was elected an Entry Officer of Claims for Lands, &c., by a majority of the votes of both Houses of the General Assembly.

The House taking the said Report into consideration concurred therewith.

The House adjourned til to-morrow morning 9 o'clock.

SATURDAY, 17 May, 1783.

The House met according to adjournment.

Resolved, that David Wilson be allowed the sum of one hundred and fifty-eight pounds eight shillings specie; Matthew Lock fifty-five pounds four shillings, William Cathay one hundred and twenty-three pounds sixteen shillings specie, for their attendance and services as members of the Salisbury District Board of Auditors. That Richard Trotter be allowed the sum of two hundred and sixty-seven pounds twelve shillings for his services as clerk to the said Board, That the Treasurers or either of them pay the several sums allowed by this Resolve, respectively, who shall be allowed therefor.

Mr. Gee, from the Committee to whom was referred the Petition of John Archibald, delivered in a report which being read,

Resolved, that John Archibald be allowed the sum of fifteen pounds Specie, as a recompense for the loss of the service of a certain Indented Servant, who was drafted into the Militia service of this State. That the Treasurers or either of them pay him the same and be allowed.

Received from the Senate the Resolve of this House allowing John Archibald fifteen pounds specie, and the resolve allowing David Wilson, Matthew Lock, William Cathay, and Richard Trotter the several sums therein mentioned, concurred with.

The Bill to amend an act entitled an act for the relief of the officers and soldiers of the Continental line and for other purposes, was read the third time, amended, passed & sent to the Senate.

Received from His Excellency the Governor the following message.

To the Honourable the General Assembly,

Gentlemen:

I request the perusal of the several acts passed this session, together with the Journals before they are directed to be sent to the press, that I may be informed of what immediately concerns the administration.

ALEX MARTIN.

Resolved, that the Clerks of the General Assembly lay before His Excellency the Governor, the several acts passed during this session immediately after they are ratified.

Received from the Senate the report of the Committe on the Memorial of Charles Alexander.

The Report on the Memorial of Samuel Clark.

The Report on His Excellency the Governor's message respecting confiscated property, and a Resolve of the Senate allowing John Wilcocks three hundred and fifty-six pounds eighteen shillings and six pence, which being read were severally concurred with.

Resolved, that that the Auditors of Salisbury District be directed to grant a Certificate to Daniel Waggoner for the sum of twenty-three thousand six hundred and eighty-two pounds for the late State currency to replace a certificate of the same tenor numbered 235 (which as it appears to this House) has been destroyed by the British Troops.

Mr. Person from the Committee to whom was referred the Memorial of John Jones, Guardian, to Joseph John Alston delivered in a report, whereupon, Resolved, That the Treasurers or either of them pay unto John Jones, Guardian to Joseph John Alston, son of Joseph John Alston, deceased, the sum of four thousand three hundred and fifty-eight pounds currency, or the value thereof in specie, agreeable to the scale of depreciation computing the depreciation, at the first of January, 1781, for the value thereof paid the collector of Chatham County as the Tax on the Estate of Joseph John Alston, which was also paid in Halifax County; and the sum of six pounds eleven shillings & three pence specie, for the specific Tax paid by Mr. Jones on the said Estate in Chatham County which had also been paid in Halifax County. And the Treasurer paying the said sums shall be allowed therefor in the settlement of their public accounts.

Resolved, that John Madden be allowed the sum of six dollars in specie, for going express for writing paper for the use of the General Assembly. That the Treasurers or either of them pay him the same and be allowed.

Received from the Senate the Resolve of this House directing the Clerks to lay the Acts before His Excellency the Governor.

The Bill to vest the Courts of the several Counties in this State with power to call to account as therein mentioned the Commissioners of Confiscated property, or other officers for their respective Counties, was read the third time, passed and ordered to be Engrossed.

Mr. Person, from the Committee to whom was referred the request of Alexander Mebane, reported as follows:

The Committee to whom was referred the accounts of Colonel Mebane, report that they have examined the same and find a balance due him of seventeen pounds eight shillings five pence. All which is submitted.

THOS. PERSON, Ch.

The House taking the said report into consideration concurred therewith, whereupon,

Resolved, that Colonel Alexander Mebane be allowed the sum of seventeen pounds eight shillings and five pence to re-imburse him, the value of that sum advanced in State currency for the use of the State while he was acting as a Commissioner of specific supplies, for the County of Orange, in the year 1781. That the Treasurers or either of them pay him the same and be allowed.

The resignation of Thomas Hill, a justice of the Peace in Chatham County, was read and accepted of.

Received from the Senate the report of the Committee on the representation of the Comptroller with respect to the accounts of Colonel Polk, which being read was concurred with.

Resolved, that a writ of election issue to the County of Greene for the Election of two members of this House; that the said Election be held on the second Monday & Tuesday in August next.

Mr. Blount presented the thanks ofNicholas Long, George Doherty and James Reed, Esquires, Commissioners in behalf of the officers and soldiers of the North Carolina line, to the General Assembly for the ready compliance in the relief afforded to the said line, which being read was sent to the Senate.

Resolved, that his Excellency the Governor be requested to inform his Excellency the Chevalier De La Luzerne, Minister Plenipotentiary of his Most Christian Majesty, that it is with the most heartfelt joy the General Assembly of North Carolina have been informed of the birth of a Dauphin of France.

Whereas, the return made to the Assembly by the Clerk of Beaufort County of the assessment in the year 1782 not having been received for want of due form, and it appearing that the deficiency was not owing to any neglect in said Clerk.

Resolved, that his Excellency the Governor be requested to give directions to the Attorney General not to proscute the said Clerk for the penalty by Law inflicted for such neglect, and that a further time be allowed him, until the first Monday in October next to make his return.

Received from the Senate the Resolve of this House directing the Auditors of Salisbury to issue a certificate to Daniel Waggoner, &c. The Resolve in favour of John Jones, Guardian, &c. The Resolve in favour of John Madden and The Resolve in favour of Alexander Mebane concurred with.

Received from the Senate the resolve in favour of Eleanor Carrothers, which being read was concurred with.

Whereas, Richard Bradley of Wilmington, who was appointed by resolution of last General Assembly to superintend the sales of confiscated estates for the District of Wilmington, is since deceased.

Resolved, therefore, that Timothy Bloodworth be and he is hereby appointed Superintendant Commissioner for said District, and may have and exercise the same powers and authorities, and be intitled to the same fees that other District Superintendant Commissioners are intitled to.

Resolved, that the Board of Auditors for Hillsborough District, be and they are hereby directed to examine the Claim of the Officers of the late State Legionary Corps against the State, and grant them certificates for such balances as may appear to be due them, respectively, and such certificates shall be upon the same footing and of the same credit in all respects as the certificates granted to the Officers and Soldiers of the Continental Line, and that the Auditors in Examination of those claims be regulated by the report in favour of those officers. Concurred with by the General Assembly at the present Session.

Received from the Senate the Resolve of this House respecting the Clerk of Beaufort County; The Resolve appointing Timothy Blood-

worth, Superintendant Commissioner, &c., and the Resolve respecting the Chevalier De La Luzerne, &c. Concurred with.

Received also, a resolve of the Senate relative to the Books and Papers belonging to the office of the late Earl Granville, which being read was concurred with.

Resolved, that a writ of Election issue to the County of Davidson, to elect two members of this House; that the said Election be held on the second Monday and Tuesday in August next.

Resolved, that a writ of Election issue to the County of New Hanover to elect one member of this House in the room and stead of Thomas Bloodworth whose seat was vacated; that the said election be held on the first Monday and the Tuesday following in September next.

Resolved, that John Haywood and John Hunt be allowed each the sum of forty pounds specie, for making out and furnishing the Comptroller with lists of the allowances made in each respective House of the General Assembly, and John Hunt the further sum of twenty pounds specie for making out copies of the acts of the last General Assembly for his Excellency the Governor, and attending on the Council with the same. That the Treasurers or either of them pay them the same and be allowed.

Received from the Senate the above resolve concurred with.

The business of the session being ended, Resolved, that the Speaker do sign the several acts passed this Session as the acts of the General Assembly, and the Journal as the acts of this House.

The House adjourned until the first Monday in October next, then to meet at Hillsborough.

By order,

E. STARKEY, Sp.

J. HUNT, C. H. C.

Appendix to House Journal--1783.

A list of all the Allowances which have originated in the House of Commons and which have been concurred in by the Senate to May 8, 1783, except those made at May session 1777, May 1780, August 1780 and May 1782.

(Note—The first few pages are missing.)

1778.

April 29.	To Nicholas Long, Esq.....£	1,400		
April 30.	To James Davis instead of his last year's salary for printing the acts and Journals of the last Session.			
May 1.	To Alderson Ellison.....	37	9	
May 1.	To Robert Rowan.....	224	3	6
	To Ditto.....	22		
Aug. 14.	To Jonathan Dunbibben.....	24		
Aug. 15.	To James Green, jun., Esq.....	100		
Aug. 18.	To Matthew Collins.....	20		

1779.

Jan. 22.	To William Bennett, Hardy Bryan, James Bloodworth, Joseph Dixon, Nath. Rochaster & William Wooten to be advanced to them as Commissioners for purchasing pork, Beef, &c., in their Districts, respectively, £10,000 each.	
Jan. 25.	To Benj. Clarke.....	80
Jan. 29.	To Wm. Wooten, Commr., advanced....	10,000
Jan. 30.	To Capt. Ralph Williams.....	100
	To Wm. Wooten, Commr., &c., to be advanced by the Treasurers a further sum not exceeding	5,000
	To be advanced to Jesse Walton.....	5,000

	To be advanced Wm. Bennett and Josiah Collins, Commrs., for erecting a magazine in the District of Edenton.....£	1,000		
	To Jesse Cobb & Major Croom for the District of New Bern. To John James, jun. & Richard Blair for Wilmington. To Nicholas Long and John Geddy for the District of Halifax. To Adlai Osborn and David Woodson for the District of Salisbury, each.....	750		
Febry. 4.	To be advanced Robert Salter, Esq., Commissioners, &c.....	15,000		
Febry 6.	To be advanced to Ptolemy Powell the amt. of his payrool.....			
Febry. 9.	To Messrs. Savage and Westmore.....	1,253	6	
Febry. 11.	To Nicholas Long, Esq.....	11,385	14	
	To John Armstrong.....	34	2	8
	To Wm. Wilkinson for a lost certificate.	91	3	9
	To Agerton.....	10		
Febry. 12.	To Nathan Williams.....	27	7	8
	To Thomas Craik alld. for services....	5,443	1	3
	To William Skinner extra.....	300		
1779.				
May 5.	To James Glasgow.....	1,357	16	9
May 13.	To Thomas Craik allod. for services.....	2,104	3	4
May 15.	To John Hunt 800 Ditto, Aug. 1778, 200	1,000		
	To James Bloodworth, Contractor.....	1,000		
October 21.	To William Blount paymaster.....	15,000		
October 27.	To Wiliam Tisdale.....	150		
October 30.	To Aaron Dudley.....	150		
Nov. 1.	To Thomas Turner on acct. Capt. Jacob Turner	170		
1781.				
Febry. 9.	To Nicholas Long to be advanced him by the Commis. of Trade 17,100 Tobacco			
Febry 11.	To the Honorable Thomas Benbury Esq.	600		
Febry 12.	To Thomas Harris.....	5,000		

Febry 12.	To Isham Beasley pd. him by the Board of Auditors	£ 400
	To Samuel Spencer, Samuel Ashe & John Williams, Esq., Judges, £20,000 each	60,000
	To James Iredell, Esq., Atto. General	10,000
Febry 14.	To Isham Beasley	800
June 28.	To Col. Benjamin Seawell to be paid by the Commis. of Trade 1,333 lbs Tobacco	
	To Col. Elijah Clarke, of Georgia, 30,000 Dollars.	
July 4.	To Skelbeck	12,240
July 12.	To Robt. Hightower to be advanced him by the Commrs. of Trade 660 lbs Tobacco	
July 14.	To John Haywood, jun., to be delivered him by the Commrs. of Trade 800 lbs Tobacco.	
	To Thomas Person, Esq., 555 Bushels Salt to be delivered by the Commrs. of Trade.	
	To Vincent Vass	25,000
	To Ditto 1800 Dollars	720

To the Members and Officers May Session 1777.

Abner Nash, Esq, Speaker	£ 19		
William Brown	20	19	4
Rich. Quince, jun	23	6	8
Benjamin Ward	20	12	8
Green Hill	22	12	
John Tillman	19	14	8
Nathan Bryan	19	10	
Thomas Benbury	24	10	8
Jacob Hunter	30	2	
John Birdsong	24	4	
Andrew Bass	18	10	
Jesse Cobb	21	1	4
Richard Clinton	20	10	
Robert Dixon	20		
Thomas Person	24	3	

John Penn ..... £	19	10	
John Jordan	18		
James Garrett	27	7	4
Jos. John Williams	20	10	4
Egbert Haywood	20	10	4
Martin Phifer	24	12	8
Waightstill Avery	24	12	8
John King	22	2	
Nathaniel Rochester	22	3	
John Butler	22	3	
Thomas Relf	28	15	
James Ferebee	28	15	
William Dobson	21	1	4
John Williams	17	10	8
Matthew Lock	25	14	
James Smith	25	14	
Benjamin Spruill	22	12	8
John Hooker	21	4	
John Rice	23	3	
Thomas Wooten	19	13	
Willie Jones	21		
John Sevier	25	13	
Brice Williams	21	10	8
Thomas Owen	21	11	4
Henry Rhodes	19	4	
William Lord	22	6	8
Whitmill Hill	16	11	4
Zedekiah Stone	20	4	
Simon Turner	20	4	
Alexander Lillington	14		
George Davidson	21	4	4
Samuel Swann	20		
John Turner	21	8	
William Courtney	22	3	
William Hooper	18	10	
William Slade	16	11	4
James White	26	6	6

James Ryon	£ 26	6	6
Mial Scurlock	20	4	
John Collier	20	3	
Robert Lindsay	20	3	
Joseph Winston	21	13	
Jonas Johnston	16	10	8
Jacob Womack	22	3	
John Barber	23	3	4
Andrew Neal	23	3	4
Joseph Dickenson	17	10	
Henry Rains	14	12	8
Benjamin Parmerly	15		
John Green	25	10	8
William Pickett	14	3	
Jeptha Atherton	13	12	
Howell Edmunds	13	12	
David Nisbit	17	14	
Alexander Averitt	9	2	8
Jesse Eason	19	12	
William Rand	9		
John Hunt, Clerk	21	10	
Ditto for Stationery	9	17	8
Ditto for Extra Services	75		
John Sitgreaves, Asst. Clerk	75		
Ditto for Drawing and Engrossing Bills	16		
Evan Swann, Door Keeper	40		
John Gooding, Ditto	40		
Evan Swann, for extra services	5		
John Gooding, for Ditto		10	
Samuel Spencer for drawing & Engrossing Bills since last Congress and at this Assembly	60		
James Williams for Engrossing Bills	7		

NOVEMBER SESSION, 1777.

Abner Nash, Esq., Speaker	£ 51		
Waightstill Avery	59	12	8
Thomas Benbury	59	10	8

John Green ..... £	58	10	8
Jonas Johnston	58		
William Robson	56	1	4
John Williams	56	1	4
Brice Williams	56		
Richard Moore	63	2	
William Lord	61	6	8
Nathan Boddie	57		
Henry Rhodes	57	6	
Jacob Hunter	68	2	
John Tillman	52	8	8
Nathan Bryan	52		
John Atkinson	57		
John Turner	53	8	
Thomas Owen	52		
Genl. John Butler	58	3	
Jesse Eason	68	2	
John Sevier	63	3	
William Courtney	55	3	
Samuel Swann	48		
Alexander Lillington	23		
William Brown	41	8	
Phill Alston	35	3	
Andrew Bass	34		
Jesse Cobb	49		
Benj. Parmely	52	10	
Egbert Haywood	49	2	
Robert Lindsay	58	3	
Richard Clinton	50		
John Birdsong	51	4	
Martin Phifer	59	2	8
John Barber	63	3	4
James Smith	61	3	4
Matthew Lock	61	3	4
Thomas Chadwick	28		
Charles Gordon	57	3	
Willie Jones	52		

Thomas Relfe	£ 28	15	
William Hooper	48	10	
Henry Rains	47	2	8
George Davidson	54	4	4
William Pickett	47	3	
Zedekiah Stone	47	4	
Simon Turner	47	4	
Howell Edmunds	49	2	
Genl. Tho. Person	57		
John King	46	2	
Robert Dixon	45		
Green Hill	47	2	
Ephraim McLain	62	2	
Whitmill Hill	32	2	
James Wilson	54	2	
John Collins	50	3	
Alexander Averett	43	2	8
Benjamin Ward	39	2	
William Slade	17	2	
Benj. Spruill	49	8	8
Thomas Burke	36		
Thomas Harvey	33	18	2
Benj. Harvey	33	12	
Nathan Keaise	28	8	
John Rand	29	3	
Robert Peebles	24		
Thomas Humphries	38	7	
Caleb Grandy	33	18	8
Tignall Jones	26	3	
Joseph Winston	39	3	
Alexander Clarke	27	4	
Joseph Hancock	22		
John Hooker	35	8	
James Ryan	31	14	6
John Hunt, Clerk	62		
Ditto for Stationery	23		
Ditto for extra services	150		

John Sitgreaves, Asst. Clerk	£ 150	
Ditto for drawing and Engrossing bills	5	5
Evan Swann, Doorkeeper	75	
John Gooding, Ditto	75	
Andrew Neal for drawing and Engrossing Bills	25	18
Robert Snead for ditto	9	10
Evan Swann for fire wood, &c	24	8
James Green, jun., for copying the Journal of the Senate last session	25	
Thomas Smith for drawing and engrossing Bills	18	10
John Sitgreaves, Asst. Clerk	52	

MAY SESSION, 1778.

John Williams, Esq., Speaker	66	2
Richard Cogdell	52	
Peter Farrow	68	2
George Mitchell	66	4
Isham Webb	52	
Joshua Swain	72	10
Thornton Yancey	76	2
Benj. Hawkins	72	2
Adkin McLemore	72	2
Matthew Brooks	90	4
John Tillman	56	14
Richard Clinton	64	
Thomas Hicks	64	
Simon Turner	68	6
William Courtney	70	4
William McCawley	70	4
Samuel Cain	66	
Thomas Benbury	78	16
Alderson Ellison	60	10
Stephen Miller	70	6
William Fellows	36	2
Edwd. Smithwick	64	2
George Davidson	70	6
Nathan Mayo	60	2

William Jordan	£ 62		
Willie Jones	62	4	
James Williams	70	4	
John Williams (Caswell)	74	4	
Alex Clarke	70	4	
John Devane	62	5	4
Lodwick Alford	40	4	
David Wilson	78	6	
Caleb Phifer	78	6	
Timothy Bloodworth	52	4	
Hardy Sanders	56	4	
John Williams (Pitt)	48	4	
Isaac Sessums	52	4	
Robert Peebles	54	6	
Egbert Haywood	56	4	
John Whitaker	56	4	
William Baker	60	10	
Luke Boyer	88	4	
Solomon Shepperd	48	4	
Robert Lindsay	44	4	
Nathan Bryan	50		
James Hunter	66	4	
John Easton	46	8	
Robert Rowan	58	4	
Peter Mallett	58	4	
Benj. Cleveland	74	6	
Elisha Isaacs	74	6	
Joseph Bryan	52	10	
William Cock	70	4	
Jonas Johnston	42	4	
William Robson	52	4	
Genl. John Butler	60	4	
William Gilbert	74	6	
William Brown	37		
Benijah Doty	38	4	
William Fereby	67		
Abram Jones	62	4	

Arthur Cotton	£ 40	14	
Thomas Amis	30	6	
Thomas Harvey	55	12	
Jesse Cobb	46	4	
Jacob Hunter	78	16	
John Hunt, Clerk	78		
Ditto for stationery	24	12	
Ditto for extra services	200		
Robert W. Snead, Asst. Clerk	50		
Ditto for Extra services	125		
Ditto for drawing & Engrossing Bills	9		
William Ward for engrossing Bills	4		
Evan Swann, Doorkeeper	87		
John Gooding Ditto	75		
Ditto for Candles	6	16	4
John Hunt for Engrossing	2		

AUGUST SESSION, 1778.

Thomas Benbury, Esq., Speaker	£ 60	16	
Richd. Cogdell	32	8	
John Simpson	46	8	
Jonas Johnston	43	4	
John Williams (Caswell)	27	4	
John Williams (Pitt)	46	8	
William Courtney	30	8	
William McCawley	30	8	
Jesse Cobb	40		
Fred Miller	40		
Benijah Doty	43		
George Mitchell	43		
Peter Mallett	43	16	
Peter Farrow	32		
Thomas Hunter	38	8	
Hardy Griffin	38	8	
Thomas Hicks	41	12	
John Devane	44	16	
Lewis Dupree	48		
William Gause	48		

Hardy Sanders	£	30	8
Adkin McLemore		33	12
John Whitaker		52	16
George Davidson		40	
Nathan Mayo		40	
Simon Turner		40	
Samuel Cain		36	16
Alex Clarke		30	8
James Williams		30	8
Benj. Clarke		36	16
Thomas Harvey		51	14
Willie Jones		36	4
Thomas Burke		12	16
Wm. Bryan		32	
Matthew Troy		33	
Moses Winsley		33	
David Wilson		35	4
Matthew Lock		33	
Caleb Phifer		35	4
Arthur Cotton		40	10
Elisha Isaacs		36	16
Benj. Cleveland		36	16
Benj. Hawkins		30	8
Robt. Peebles		30	8
William Hooper		46	16
Robt. Lindsey		28	16
William Gilbert		35	4
Matthew Brooks		33	
Joseph Hardin		35	4
Egbert Haywood		33	12
Nathan Bryan		35	
Joshua Swain		36	16
Benj. Spruill		36	16
Thomas Person		25	12
Thornton Yancey		25	12
James Hunter		25	12
Robert Rowan		22	8

Isaac Sessums	£	28 16
Ephraim McLain		27 4
Stephen Miller		27 4
Solomon Shepperd		30 8
Richard Clinton		27 4
Abner Nash		27 12
Luke Boyer		28 16
Edward Smithwick		24
Lodwick Alford		12 16
John Hunt, Clerk		36 16
Ditto for extra services		100
Ditto for conveying papers from NewBern		40
Robt. W. Snead, Asst. Clerk		43 4
Ditto for Extra Services		75
Evan Swann, Door keeper		60
John Gooding Ditto		60

MAY SESSION, 1779.

The Honl. Thos. Benbury, Esq., Speaker	£	339
William Haywood		207 4
Wm. McCawley		145 12
Mark Patterson		145 12
Wm. Morrison		296 8
David Wilson		219 4
Caleb Phifer		219 4
Stephen Miller		220 8
Charles Medlock		220 8
Wm. Horn		167 4
Thomas Hunter		167 4
Richd. Cogdell		146 12
Lewis Bryan		135 4
Thomas Hines		124 16
John Hinton		177 12
Timothy Bloodworth		176 16
Jesse Cobb		187 4
Fred Harget		130 8
Saml. Hill		130 8

Gray Bynum	£	228	16
Green Hill		166	8
Thomas Sherrod		156	
John Macon		209	4
Henry Montfort		156	
John Williams		172	4
Jos. Hawkins		209	8
James Gorham		140	16
Daniel Gillispie		229	12
James Hunter		229	12
Jeduthan Harper		192	4
Hardy Bryan		130	8
Phill Hawkins		202	16
John Kennady		130	16
James Howard		254	16
Phillip Raiford		109	4
James Gillispie		146	8
John Luttrell		187	4
John Campbell		172	16
Robert Tripp		176	4
Willis Britt		299	
Richd. Clinton		130	8
Solomon Gross		146	
James Vaughan		161	16
Peter Farrow		197	12
Joshua Swain		156	16
Edward Starkey		275	8
Benj. Spruill		156	16
Robert Rowan		136	
Robert Cochran		136	
Thomas Brown		168	
Saml. Williams		146	4
Arthur Cotton		130	16
Jacob Hunter		188	
William Boyd		189	12
Thomas Person		135	4
Saml. Cain		156	16

Thomas Gray	£	153	4
Joseph Hancock		116	
William Wynns		136	
James Campbell		114	16
Etheldred Exum		154	
Fred Miller		119	12
John Kimbrough		125	4
Thomas Reading		189	16
Robert Smith		287	
Willie Jones		114	8
Robert Peebles		94	
Miles Abernathy		164	8
Thomas Younghusband		299	
John Blackstock		253	12
Maxwell Chambers		105	12
William Hooper		69	12
Samuel Smithwick		83	4
Benjamin Williams		72	16
Thomas Tollock		52	
John Hunt, Clerk		192	8
John Haywood, Asst		223	12
John Hunt for extra services		500	
John Hunt for expences in removing papers		43	
John Haywood, Asst. Clerk for extra services		300	
Evan Swann, Doorkeeper		250	
John Goodin Do		250	
Robert Snead for Engrossing one Bill		5	

MAY SESSION, 1780.

The Hon'l. Thomas Benbury, Esq., Speaker	£	1,254	4
Thomas Green, jun		858	
Charles Roberson		1,454	8
Charles Allison		1,454	8
Willie Jones		808	
Thomas Person		1,016	
Charles Biddle		905	4
Jethro Sumner		596	8

David Looney	£	1,366	8
George Moy		837	12
Edward Starkey		773	4
John Harvey		1,145	4
Charles Blount		1,158	
Solomon Shepperd		773	4
Joseph Hawkins		928	
John Macon		928	
Timothy Bloodworth		880	
John Baker		798	
Phill Hawkins		928	
George Barrow		820	
Fred. Harget		880	
John Everett		838	8
Hardy Griffin		816	8
John A. Campbell		816	8
George H. Berger		1,128	
John Williams		726	
Ethelred Gray		883	4
John Isler		748	
William Weldon		618	8
Mial Scurlock		996	
Stephen Moore		985	12
Peter Farrow		974	10
Rotheas Latham		578	
John Blackstock		1,176	
Andrew Balfour		975	4
Stephen Cobb		605	12
John Pugh Williams		756	
James Gillispie		748	
Joseph Dixon		748	
Samuel Cain		795	4
Elijah Isaacs		1,172	8
Edward Winslow		890	
Joseph Herndon		974	8
James Phillips		1,174	
James Vaughan		796	
Burwell Mouring		705	12

Samuel Freeman	£	862	8
Samuel Cummins		1,060	8
William Bryan		814	
Joseph McDowell		1,084	
Hugh Brevard		1,084	
Benj. Williams		620	
William McCawley		907	
Caleb Phifer		1,084	8
David Wilson		1,084	8
William Burges		866	
Nathaniel Jones		819	
John Whitley		795	4
John Sloan		1,123	12
Abram Shepperd		554	
James Roper		885	
James Williams		934	16
William Boyd		1,254	4
John Humphries		1,174	
Stephen Miller		862	
Shem Thompson		664	
Matthew Lock		798	8
Thomas Harvey		956	
Francis Lucas		729	4
William Brown		698	
Samuel Willis		654	
Joseph Bryan		882	
William Gowdy		955	4
Robert Smith		902	4
Davis Whiteside		1,081	12
William Gilbert		1,081	12
James Hunter		910	
Robert Cochran		780	
Henry Horn		597	4
Edward Smithwick		794	8
Mark Patterson		797	
Edward Moore		797	
John Humphries		665	

James Lockhart	£	861	4
Jonathan Jacocks		514	
Robert Peebles		510	
Henry Wm. Harrington		374	
John Hunt, Clerk		968	
John Haywood, Asst		1,034	
John Hunt for extra services		4,000	
John Haywood for Ditto		3,500	
John Hunt for drawing & engrossing Bills		124	
John Haywood for Ditto		60	
Evan Swann, Doorkeeper		1,000	
John Gooding, Ditto		1,030	
Evan Swann for fire wood		60	

For attendance in January preceding when an Assembly was to have been held by order of the Governor and Council.

The Honl. Thos. Benbury, Esq., Speaker	£	925	4
William Caswell		638	
Samuel Hill		682	
Fred Harget		682	
Hardy Bryan		528	
Henry Montfort		640	
Augustine Willis		640	
John Williams		462	
James Gorham		462	
Solomon Shepperd		464	
Samuel Williams		552	
Phillip Raiford		618	
John Easton		464	
Robert Peebles		684	
John Norwood		682	
Richd. Clinton		550	
James Vaughan		684	
James Gillispie		682	
Edward Starkey		506	
John Luttrell		731	
Jeduthan Harper		709	
Peter Farrow		706	

Joseph Hawkins	£	682	
John Macon		682	
William Hooper		556	
Thomas Brown		597	4
John Blackstock		786	16
Timothy Bloodworth		512	
Benjamin Parmely		694	16
Phill Hawkins		528	
Fred Miller		665	
William Dry		474	
Isaac Sessums		374	
Benj. Spruill		401	
John Kennady		313	
Benjamin Williams		264	
John A. Campbell		446	
Thomas Hines		484	
John Hinton		484	
James Howard		352	
Thomas Person		484	
Abram Shepperd		286	
Thomas Tullock		555	
William McCawley		555	
Mark Patterson		555	
Robert Cochran		470	
Thomas Sherrod		396	
Charles Medlock		528	
Robert Smith		595	4
Jacob Hunter		358	
William Boyd		573	
Benjamin Herndon		658	
Matthew Lock		416	
David Wilson		416	
Caleb Phifer		416	
John Hunt, Clerk		704	
John Haywood, Asst		682	
John Hunt for extra		1,000	
John Haywood Do		1,000	

Evan Swann, Doorkeeper	£	600
John Gooding Ditto		600

AUGUST SESSION, 1780.

The Honl. Thomas Benbury, Esquire, Speaker	£	1636
Robert Smith		1636
Mark Patterson		1134
William McCawley		1134
Hugh Brevard		1470
John Williams		1470
William Gilbert		1554
Stephen Miller		1638
John Macon		1218
Thomas Person		1260
John Blackstock		1830
Edward Moore		1286
James Williams		1138
Mial Scurlock		1138
James Green		1428
Joseph Hawkins		1260
Nathaniel Jones		1092
John Whitley		1176
Joseph Dixon		1349 8
John Humphries		1092
James Gillispie		1302
Isaac Gregory		1794
John Baker		1176
Phill Hawkins		924
Samuel Cummins		1050
John Sloan		1346
Edward Winslow		966
Peter Farrow		1008
William Bryan		1218
John Isler		1218
Joseph Bryan		966
Burwell Mouring		1050
Jonathan Jacocks		1260
John Whitaker		1092

Charles Allison	£ 1512
Thomas Harvey	1830
Davis Whiteside	1428
William Brown	1676
James Hunter	1218
William Gowdy	1154
Pleasant Jordan	1260
George Mitchell	1134
John Shields	1050
David Wilson	1050
Caleb Phifer	1050
Matt Lock	966
George H. Berger	966
James Lockhart	1218
Fred Harget	1176
Saml. Freeman	966
Henry Clark	1476
William Weldon	924
Andrew Balfour	798
Robert Cochran	798
James Maroney	798
John Humphries	1572
John A. Campbell	882
James Bloodworth	882
Anthony Newman	714
Samuel Cain	840
Francis Lucas	840
Edward Smithwick	1512
James Vaughan	672
Wm. Hooper	588
Robert Peebles	1218
Hardy Griffin	1428
John Haywood, Clerk	882
John Hunt	800
John Haywood for extra services	6000
John Gooding, Doorkeeper	3500
James Malloy Ditto	2000
John Gooding for candles &c	84

John Haywood for engrossing Bills .....£ 100

FEBRUARY SESSION, 1781.

The Honl. Thomas Benbury, Esq.....

Henry Montfort	£ 7360
William Weldon	7360
John Whitaker	7040
Robert Peebles	7684
Joseph Bryan	7680
James Vaughan	6084
Edward Starkey	8800
Joseph Hawkins	7360
Henry Wm. Harrington	7700
John Macon	6240
Andrew Balfour	8650
James Lockhart	3850
John Williams	6720
James Bloodworth	5290
Hardy Griffin	6560
George Moy	2880
George Mitchell	7800
Matthew Lock	8020
David Wilson	8180
Caleb Phifer	8180
George H. Barrier	8020
Samuel Freeman	7540
Peter Farrow	6240
Joseph Dixon	6720
Etheldred Gray	5280
John Humphries	5775
James Gillispie	6400
William MacCawley	7560
Mark Patterson	5760
Phill Hawkins	5440
Joseph Herndon	7200
Wm. Caswell	6080
Thos. Person	5120
Robert Smith	6700

John A. Campbell	£ 3850	
Jonathan Jacocks	5288	
Edward Winslow	5780	
James Hunter	5920	
Mial Scurlock	5480	
James Williams	5480	
Francis Lucas	5970	
Burrel Mouring	4960	
William Porter	6732	
Pleasant Jordan	4483	4
John Averett	3520	
George Barrow	4960	
Abram Shepperd	3680	
Samuel Cummins	6890	
Wm. Blount	4170	
Charles Allison	6592	
William Gowdy	4640	
William Boyd	3220	
William Hooper	3700	
Nathaniel Jones	2410	
Henry Montfort (at Hillsbo)	3680	
Micajah Thomas Do	3520	
John Hunt, Clerk	7680	
John Haywood, Asst	7360	
John Hunt for extra services	12000	
John Haywood Do	12000	
John Hunt for engrossing Bills & for stationery	900	
John Gooding, Doorkeeper	8000	
James Malloy Ditto	8000	
Christopher Dudley for the use of his room	8000	
James Malloy for riding express, &c	2000	
David Allison for drawing Bills	800	

JULY SESSION, 1781.

The Honl. Thomas Benbury	£ 6232	
Thomas Alderson	5400	
William Horn	4720	
Wiliam Bryan	5320	

John Tillman	£ 5420
John Easton	5820
Michael Payne	6232
George Moore	3900
Josiah Cole	3900
David Smith	3310
John Molton	2700
Henry Irwin Toole	2700
William Greene	3500
William Brickell	3000
James Williams	3300
William Gowdy	3900
Joseph Riddick	5320
Richard Henderson	3500
John Branch	4100
Joseph Boon	3200
Fred Harget	4720
Edward Whittey	4720
Samuel Williams	4500
Samuel Smithwick	4500
David Wilson	5120
Caleb Phifer	5120
Robert Moss	4120
Peter Randle	4120
Robert Alexander	5520
John Dawson	3220
James Sikes	4620
Edward Starkey	5300
Robert Campbell	3300
Jonathan Skinner	5332
James Gorham	4700
James Withrow	5920
David Miller	5920
Edward Williams	3920
William Lewis	4800
Edmund Blount	4920
Joseph Green	3700
Burwell Pope	3400

James Hinton	£ 3400
John Macon	3900
Joseph Hawkins	3700
Richd. D. Spaight	5000
William Lenoir	5020
Thomas Person	3000
David Turner	4620
Benj. Shepperd	3100
James Phillips	9136
John Humphries	9136
Andrew Balfour	3700
Joseph McDowell	5320
Robert Smith	5432
George Evans	3800
Thomas Hicks	3600
Jesse Benton	2900
Lewis Williams	4900
Hardy Bryan	3500
Thomas Tullock	2600
John Luttrell	2500
Charles Medlock	3420
Samuel Cain	3420
Joseph Arrington	2800
James Hunter	2300
Thomas Armstrong	1900
John Hunt, Clerk	3700
John Haywood, Asst.	4300
John Hunt for extra services	20000
John Haywood Ditto	16000
John Haywood for drawing and engrossing	5000
John Gooding, Doorkeeper	10000
James Malloy Ditto	10000
Clerks for copying acts before leaving Wake for his Excellency the Governor	5000

For attendance at NewBern, 1781, allowed for by the Assembly at Wake as follows:

Thomas Benbury, Esquire	£ 5359 4

Michael Payne	£ 5359	4
William Green	2612	
William Brickell	2612	
Joseph Green	2612	
John Tillman	2520	
Benj. McCullock	3420	
Henry Montfort	3220	
Joseph Hawkins	3220	
John Dawson	3430	
James Sikes	3430	
John Warrington	2200	
William Caswell	2800	
William Bryan	2400	
Samuel Williams	2420	
James Gorham	1420	
George Evans	1420	
Robert Ginnett	1800	
Joseph Riddick	3620	
David Turner	2820	
Jonathan Skinner	5159	4
Edward Starkey	1400	
James Gregory	3620	
Edward Whittey	1200	
Richard D. Spaight	1200	
William Lenoir	2400	
Edward Williams	1800	
James Hunter	1200	
George Moore	1600	
Josiah Cole	1600	
Thomas Person	1200	
Thomas Hicks	1600	
Lewis Williams	1200	
John Macon	2420	
Andrew Balfour	1200	
Hardy Bryan	2200	
Joseph Boon	2200	
William Lewis	2400	
Saml. Cummings	2400	

John Branch	£	1600
John Hunt, Clerk		3220
John Haywood, Asst		3220
James Malloy, Doorkeeper		2000
John Gooding Ditto		2000
John Hunt for extra services		5000
John Haywood for Ditto		3000

April & May Session, 1782.

		Specie.	
The Honl. Thomas Benbury, Esq., Speaker	£	59	16
Dr. Hugh Williamson		61	
William Hooper		28	
William McCawley		48	
Mark Patterson		48	
Michael Payne		59	16
Simon Jeffreys		47	
Harrison Macon		43	
Thomas Farmer		48	
John Moore		53	
Josiah Cole		34	
Joseph Hawkins		45	
Joseph Arrington		49	
Benj. Clarke		26	
Phill Hawkins		43	
John Willis		36	
Micajah Thomas		47	
William Bryan		53	12
Thomas Person		43	
William Moore		50	
David Turner		53	12
Elisha Cain		45	
Matt Ramsey		43	
Trangott Bagge		44	
John Brickell		22	8
George Mitchell		53	8
Thomas Johnston		53	8
Thomas Horton		57	
Joseph Harding		57	

Joseph Boon	£	43	
John Sloan		49	
Joseph Jones		47	17
Joseph Ferebee		63	8
Elisha McBride		61	
Benj. McCullock		42	
John Branch		45	
Henry Montfort		41	
David Dodd		46	
John Macon		45	
Lewis Brown		50	4
Samuel Cummings		35	
James Wilson		45	
Etheldred Phillips		45	
William Slade		47	4
William Gilbert		48	
Burwell Mouring		42	
William Sharpe		40	
Dr. Anthony Newman		41	
Samuel Young		40	
Jeduthan Harper		22	
Thomas Crawford		30	
Richd. McKinne		43	
John Johnston		46	4
William Lenoir		40	
Joseph Herndon		34	
James Vaughan		42	
John Dawson		27	
James Hunter		37	
James Gillispie		41	
Robert Webb		43	
Stephen Miller		44	
John Jackson		44	
David Dickey		44	
James Hinton		34	
Abner Nash		37	
Edward Winslow		28	
Robert Jinnett		45	16

Jonathan Skinner	£	43	16
William Caswell		32	
Richd. D. Spaight		37	
Richd. Whidbee		43	16
John Simpson		41	8
Richard N. Stephens		45	16
James Gorham		41	8
David Wilson		38	
Caleb Phifer		38	
Thomas Reading		46	16
Burwell Pope		30	
William Gowdy		31	
Waightstill Avery		36	
Joseph McDowell		36	
Isaac Shelby		41	
Joseph Martin		33	
Benj. Shepperd		33	
Thomas Armstrong		26	
Edward Williams		16	
John Hunt, Clerk		47	
Lovett Burgess, Asst. Clerk		49	
John Hunt for extra services		125	
Lovett Burgess for Ditto		100	
John Hunt for Engrossing Bills		5	
John Gooding Doorkeeper		75	
James Malloy Ditto		75	
William Courtney for house rent		10	
Benj. Lennard for Candles, &c		10	
Andrew Brooks for making seats for the members of Assembly		2	

For attendance at Salem November, 1781, and allowed for April, 1782.

		Specie.	
Samuel Cummins	£	19	4
Edward Williams		14	8
Edmund Williams		16	8
David Wilson		22	8

William Gowdy	£	14	8
Charles Medlock		24	
Thomas Armstrong		19	4
John Warrington		27	4
William Lenoir		21	12
George H. Barrier		13	12
Andrew Balfour		17	12
Caleb Phifer		11	12
Peter Randle		16	6
Edward Williams (Randolph)		20	16
John Macon		14	8
Joseph Hawkins		14	8
William Brickell		14	8
Burwell Mouring		17	12
James Withrow		12	
Samuel Young		12	
Robert Moss		9	12
James Hunter		8	
John Jackson		12	16
James Greenlee		12	
Burwell Pope		10	8
Robert Campbell		8	16
Francis Lucas		11	4
Matthew Troy		7	12
James Bloodworth		10	8
John James		10	8
Robert Alexander		7	12
John Barber		7	12
Isaac Shelby		8	16
Joseph McDowell		4	16
John Hunt, Clerk		20	
John Haywood, Asst		22	8
John Hunt for extra services		25	
John Haywood for ditto		20	
John Gooding Doorkeeper		36	
James Malloy Ditto		36	
John Grauss for House rent		15	
James Malloy for going from Salem to Hillsbo. for			

paper	£	5
Benjamin Shepperd		10
Joseph Hardin		4

For attendance at Salem in January and allowed for April, 1782.

	Currency.
Thomas Benbury, Esquire	£19695

	Specie.	
Thomas Person	£	12
Andrew Balfour		12
David Turner		17 12
William Gowdy		8
Caleb Phifer		9 12
Caleb Phifer		9 12
David Wilson		9 12
David Miller		16 16
James Withrow		12 16
James Hinton		11 4
Joseph Herndon		8 16
William Lenoir		9 12
Alfred Moore		14 8
John Barber		11 4
Robert Alexander		11 4
Samuel Young		8
Samuel Cummins		9 12
William T. Lewis		10 8
Jonathan Skinner		27 4
John Jackson		9 12
Isaac Shelby		15 4
George H. Barrier		4 16
Joseph McDowell		5 12
Thomas Armstrong		6 8
John Hunt, Clerk		14 8
John Haywood, Asst		20 16
John Hunt for extra services		12 10
John Haywood Ditto		10
John Gooding Doorkeeper		26
James Malloy Ditto		26

James Hunter a member of the Assembly.....£ 5 12
William Green Do 6 8
Carefully examined.

J. HUNT.

Hillsborough, 1 May, 1783.

The above contains a list of all the allowances which have originated in the House of Commons and which have been concurred in by the Senate except those made May Session 1777, May 1780, August 1780 and May 1782. The Journal for May 1777 was corrected and revised by Mr. Jas. Green and not since in my possession. The Journal for May 1780 was left with Governor Nash, by myself at the breaking up of the Assembly, and after made out a Transcript for the Press. The Journal of August Session 1780 has not been in my possession at all, Mr. Haywood the Asst. Clerk having transacted the business of that session alone, has not yet lodged the Journal with me. The Journal for May 1782 is now at the press.

The estimates for January and November sessions 1779 are filed with the public printer in the care of Mr. Memucan Hunt.

The disposition that has been thus made with the public papers has prevented me from making a more perfect return of the allowances made by the House of Commons, but I shall endeavour to collect them together shortly after the rising of the present Assembly & purpose to perfect this business. J. HUNT.

Hillsborough, 8th May, 1783. Recd. of John Hunt, Esquire, the above list and report, for which I have granted a receipt of this day.

R. CASWELL, Comptroller.

SENATE JOURNAL---1784.

STATE OF NORTH CAROLINA,
IN SENATE, 25 OCTOBER, 1784.

At a General Assembly begun and held at New Bern on the twenty-fifth day of October in the year of our Lord one thousand seven hundred and eighty-four, and of the Sovereignty and Independence of the United States of America the ninth, it being the first session of this Assembly.

The returning officers for the several Counties within this State certified that the following persons were duly elected to represent their respective Counties in Senate, vizt.:

For Anson,
Beaufort, John Smaw,
Bertie,
Brunswick,
Bladen, Thomas Owen,
Burke,
Craven, James Coor,
Carteret, Enoch Ward,
Currituck, James Phillips,
Chowan, William Boritz,
Chatham, Ambrose Ramsey,
Caswell,
Camden, Isaac Gregory,
Dobbs, Richard Caswell,
Duplin, James Gillispie,
Davidson,
Edgecombe, Isaac Sessoms,
Franklin,
Fayette,
Guilford, James Gallaway,
Granville,
Gates, William Baker,
Greene,

For Jones, Frederick Harget,
Lincoln,
Mecklenburg,
Martin,
Montgomery, Saml Parsons,
Moore, Henry Lighfoot,
Northampton, Allen Jones,
New Hanover,
Nash,
Onslow, Thomas Johnston,
Orange, William McCawley,
Pasquotank, Thomas Relfe,
Perquimans, Jno. Skinner,
Pitt, John Williams,
Rowan,
Rutherford,
Randolph,
Richmond,
Surry, John Armstrong,
Sullivan,
Sampson, Richard Clinton,
Tyrrell, John Warington,
Wake,

For Halifax, Nicholas Long,	For Washington,
Hertford, John Baker,	Wilkes,
Hyde, Abram Jones,	Warren, Nathl. Macon,
Johnston,Benjamin Williams	Wayne, Burwell Mooring.

Pursuant to which the following members appeared, were qualified agreeable to Law & took their seats, to-wit.: Richard Caswell, James Coor, John Warrington, Abram Jones, James Phillips, John Armstrong, John Baker, William Baker, John Williams, Nicholas Long, Frederick Harget, Thomas Johnston, Thomas Relfe, John Skinner, Isaac Gregory, James Gillispie, Richard Clinton, William McCawley, Thomas Owen, Nathaniel Macon, Ambrose Ramsey, James Gallaway, Burwell Mooring, William Boritz, Henry Lightfoot, Allen Jones, Isaac Sessums, Benjamin Williams, Enoch Ward and Samuel Parsons, Esquires.

General Jones proposed for Speaker the Honourable Richard Caswell, Esquire, who was unanimouslay chosen and conducted to the Chair accordingly.

On motion John Haywood was appointed Clerk and Sherwood Haywood Assistant.

William Murphy and Nicholas Long, Doorkeepers.

On motion, ordered that the following message be sent to the House of Commons.

Mr. Speaker and Gentlemen:

The Senate being now formed, acquaint you they are ready to proceed on the public business.

The House adjourned to 9 o'clock tomorrow morning.

TUESDAY, OCTOBER 26, 1784.

Met according to adjournment.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

The House of Commons are also formed and ready for the dispatch of public business.

On motion, ordered that the following message be sent to His Excellency the Governor, first having obtained the approbation of the House of Commons, vizt.:

To His Excellency Alexander Martin, Esquire, Governor, Captain General, &c.:

Sir:—The General Assembly, being now met, beg leave to inform your Excellency that they are ready to receive such dispatches and other public matters as you may think proper to lay before them.

Ordered, that the foregoing, with the following message, be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We propose that the message herewith sent you be presented to His Excellency the Governor. Should it meet your approbation Mr. Macon and Mr. Gallaway will on the part of this House attend and present him with the same.

Mr. John Baker introduced the Petition of Mr. John Harrell, late Sheriff of Hertford County, which being read Mr. Baker moved for leave and presented a bill to authorize and impower John Harrell, Esquire, formerly Sheriff of Hertford County, to collect the arrears of taxes due him from the Inhabitants thereof, which was read the first time, passed and sent to the Commons.

Read the recommendation of the County Court of Warren in favour of Mary Hudson, Relict of James Hudson, and likewise the recommendation of the said Court in favour of Elizabeth Harris, Relict of Burwell Harris, indigent persons, whose husbands died when serving in the Militia of this State, whereupon

Resolved, that the said Mary and Elizabeth be, each of them respectively, allowed the sum of twelve pounds current money, to be paid them by any of the Treasurers of this State, who shall be allowed therefor in a settlement with the public.

Ordered that this resolution be sent to the House of Commons for concurrence.

Read likewise, the Petition of Mr. Morgan Murray, wounded in the service of his country, whereupon

Resolved, that the said Morgan Murray be allowed the sum of twelve pounds current money of the State. That the Treasurers or any of them pay him the same and be allowed.

Ordered, also, that this Resolve be sent to the House of Commons for concurrence.

On motion, ordered that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

Mr. Coor and Mr. Skinner will, on the part of this House, act with such of your body as you may appoint a Committee to receive from the respective Treasurers all the Dollar Bills in their hands belonging to the public, and cause that the same be burnt and make report thereof.

On motion, resolved that General Jones, Mr. Coor, Mr. Wm. Baker, Mr. Long and Mr. Gallaway be a Committee to report what ways and means are most eligible to be adopted for the aid of the public taxes, and that the following message be sent to the Commons:

Mr. Speaker and Gentlemen:

The Senate appointed General Jones, Mr. Coor, Mr. Baker, Mr. Long and Mr. Gallaway a Committee, who will act jointly with such Gentlemen as you may appoint, to report what ways and means are most eligible to be adopted for the aid of the public taxes.

Whereas, Drury Gee, late Sheriff of Northampton County for the years 1774 and 1777, by reason of the troubles and disturbances arising in the first year of his office was not able to collect and compleat a settlement for the taxes due from said County till some time in the year 1779; and whereas, he then tendered a setlement to the Treasurer of Halifax District, who refused to settle with him, the account for the first year's collection being among the papers of Col. Montfort, then Treasurer for the Northern District,

Resolved, that Mr. Gallaway, Mr. Coor and Mr. John Baker be a Committee jointly with Gentlemen to be appointed by the House of Commons to examine the accounts of Drury Gee, late Sheriff of the County of Northampton for the years 1774 and 1777, to liquidate and settle the same and report their proceedings to the General Assembly.

Ordered that the foregoing resolution be sent to the House of Commons for concurrence.

Recd. from the Commons the resolution of this House in favour of Mary Hudson and Elizabeth Harris. Endorsed, read and concurred with.

Read the recommendation of the Court of Onslow County in favour of Sarah Weeks, Relict of Thomas Weeks, late of the County aforesaid, who fell when in the Militia service of this State, whereupon,

Resolved, that Sarah Weeks of Onslow County be allowed the sum of twelve pounds current money of the State, in consideration of her present indigent circumstances. That any of the Treasurers pay her the same and be allowed on the settlement of his accounts with the public.

Ordered that this Resolve be sent to the House of Commons for their concurrence.

Recd. from the Commons sundry resolutions ascertaining the mode hereafter to be observed by the General Assembly in reading and Engrossing Bills, which being read were rejected, whereupon

Resolved, that the following resolutions on that head be observed in lieu thereof, vizt.:

1stly. Resolved, that every bill, after having been read twice in the Senate and House of Commons, shall be Engrossed, and being so Engrossed shall be introduced for the third and last reading in the House where it was first presented.

2ndly. That all bills be first read for the information of the respective Houses and for debate paragraph by paragraph.

3rdly. That no bill in future be read for debate in either House as a second reading without one day's previous notice to the House in which it is to be read.

4thly. That whenever the Senate or House of Commons shall have rejected a bill, which had previously passed three readings in the other House, the House rejecting such bill shall give the other House immediate notice thereof.

5thly. That every bill may be debated before it is put on its passage on the first reading in either House.

6thly. That no matter foreign to the title of a bill be inserted in any clause in such Bill.

Ordered that the foregoing be sent to the House of Commons with the following message:

Mr. Speaker and Gentlemen:

The Resolution of your House regulating the mode in future to be observed in reading and Engrossing bills we do not concur with, but propose that those on that head herewith sent you be adopted in lieu of them.

Adjourned till tomorrow morning 10 o'clock.

WEDNESDAY, October 27, 1784.

The House met according to adjournment.

Mr. John Smaw, the member for the County of Beaufort, and Mr. Wm. Lenoir, the member for the County of Wilkes, appeared, presented their respective certificates, qualified agreeable to Law & took their seats.

Read the petition of Allen Jones, Esquire, Brigadier General of the District of Halifax, whereupon, ordered that it be referred to the Committee to whom was referred the settlement of the accounts of Drury Gee, late sheriff of Northampton County, and sent to the Commons for their concurrence in such measure.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We have recd. the Resolutions, which we propose to adopt with respect to the order to be observed by each House of the Genral Assembly in reading Bills, in preference to those introduced by this House, with which we do not concur, but wish the Senate to reconsider those sent for their concurrence.

The resolutions referred to being again read, ordered that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

Agreeable to your message relative to the rules to be observed on the pasage of bills, this House have reconsidered thir resolutions on that head and find no cause to make any alteration therein, as they do not think proper to deprive themselves of the right of altering and amending any bill at any time before it is finally passed, and as to the alteration respecting private bills, we are of opinion a discrimination between public and private bills would be difficult and that the delay occasioned thereby would be more expensive than the payment of engrossing.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

This House have appointed on their part Mr. Coor and Mr. William Hill to act with the Gentlemen by you appointed to receive and burn the old Dollar Bills.

Mr. Speaker and Gentlemen:

The Commons have appointed Mr. Person, Mr. Martin and Mr. Montfort to act with the Gentlemen by you appointed to examine the accounts of Drury Gee, late sheriff of Northampton, &c.

Mr. Speaker and Gentlemen:

This House have appointed Mr. Bloodworth, Mr. Payne, Mr. Bryan, Mr. Sharpe, Mr. Maclaine, and Mr. Person to act with the Gentlemen by you appointed to report what ways and means are most eligible to be adopted for the aid of the public taxes.

Recd. by way of the House of Commons an address from His Excellency the Governor, directed to the General Assembly, accompanied by sundry public dispatches, which being read was ordered to lie on the table.

Mr. Macon moved for leave and presented a bill to prevent unjust appeals and to declare that the lands of deceased persons are liable to be sold in discharge of judgments given against them, their Executors or Administrators, and also to empower the County Courts in this State to provide for the safe-keeping of the estates of Idiots and Lunatics, which was read the first time, passed and sent to the Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Martin, Mr. Ashe, Mr. Hall, Mr. Mebane and Mr. Macon to act jointly with such Gentlemen as you may appoint as a Committee of Propositions and Grievances.

Ordered that Mr. McCawley, Mr. Ben Williams and Mr. Owen act on this Committee and that the following message be sent to the Commons:

Mr. Speaker and Gentlemen:

Mr. McCawley, Mr. Ben Williams and Mr. Owen will act with the Gentlemen by you appointed a Committee of Propositions and Grievances.

Recd the Petition of Isles Simmons of the County of Currituck. Endorsed in the House of Commons, read and referred to the Committee of Propositions and Grievances, which being read was referred in like manner.

Recd. also a Petition from sundry Inhabitants of Montgomery

County respecting certain lands late the property of Henry E. McCullock. Endorsed in the House of Commons, read and referred to Mr. Blount, Mr. Person and Mr. Macon, which being read was on the part of this House referred to Mr. Owen and Mr. McCawley and returned.

Read the Petition of Sundry of the Inhabitants of Warren County, addressed to the General Assembly, which was ordered to be referred to the Committee of Propositions and Grievances & sent to the Commons.

Read also the Petition of Hardy Willey, late in the Militia service of this State, which was on motion referred to the Committee of Propositions and Grievances and ordered to be sent to the Commons. Read likewise the Petition of John Ackiss, which was on motion rejected.

Recd. from the House of Commons the Resolution yesterday entered into by this House relative to the mode in future to be observed in the two Houses in reading and engrossing Bills. Endorsed, Read and concurred with.

On motion, agreed that Mr. Coor, Mr. Macon, Mr. Long, Mr. Boritz and Mr. Armstrong be a Committee on the part of this House to consider of the address from His Excellency the Governor and the public Dispatches accompanying it, and that the following message be sent to the Commons:

Mr. Speaker and Gentlemen:

The Senate appoint Mr. Coor, Mr. Macon, Mr. Long, Mr. Boritz and Mr. Armstrong a Committee who will act jointly with such of your body as you may appoint to consider of the address from his Excellency the Governor and the public dispatches accompanying it, and to report what measures it may be necessary to adopt in consequence of the Intelligence and subject matter they contain.

Recd from the House of Commons the Petition of Allen Jones, Esquire. Endorsed, read & referred as by the Senate.

Read the Representation of Mr. John Brown, Treasurer of Morgan District, which, on motion, was referred to the Committee appointed to consider of the address from His Excellency the Governor and sent to the House of Commons.

Recd. from the House of Commons a Bill for the Inspection of

Tobacco in the town of Hillsborough. Endorsed, read the first time and passed.

Ordered that this Bill be read, which being read was passed the first time and returned.

Recd. also the bill to authorize and impower John Harrell, Esquire, formerly sheriff of Hertford County, to collect the arrears of taxes due him from the Inhabitants of said County and that part of Gates County that formerly was Hertford for the year 1774. Endorsed, read the first time and passed.

Ordered that this Bill lie on the table until tomorrow and that it be then read for the second time in this House.

Mr. James Harris, the member for the County of Mecklenburgh, appeared, presented his certificate, qualified agreeable to Law and took his seat.

Recd. from the Commons the following messages:

Mr. Speaker and Gentlemen:

We have appointed Mr. Maclaine, Mr. Bryan, Mr. Sharpe, Mr. Bloodworth, Mr. Hay, Mr. Nash, Mr. Montfort and Mr. Butler to act with the Gentlemen by you appointed to consider of the message from His Excellency the Governor and the public dispatches accompanying it.

Mr. Speaker and Gentlemen:

This House have added Mr. Blount and Mr. Ashe to the Committee appointed to consider of the Governor's message and the dispatches accompanying it.

Recd. also the following Petitions, vizt.: The Petition of Hardy Willey; the Petition of sundry of the Inhabitants of Warren County and the representation and Petition of John Brown, respectively. Endorsed, read and referred as by the Senate.

Recd. likewise the Petition of a number of the Inhabitants of Salisbury District and of the Grand Jury of said District. Endorsed, read and referred to the Committee appointed to consider of the Governor's message & which being read was referred in like manner and returned.

Recd. from the House of Commons the Resolve of this House in favour of Sarah Weeks of Onslow County. Endorsed, read and concurred with.

Adjourned till tomorrow morning 10 o'clock.

THURSDAY, October 28, 1784.

The House met according to adjournment.

Read the Memorial and Petition of John Penn, Esquire, on the subject of his expenditures when serving as a delegate from this State in the Congress of the United States, which was on motion referred to the Committee appointed to consider of and report on the accounts of Mr. Drury Gee, late sheriff of Northampton, and sent to the House of Commons.

Read the Deposition of John Geddy, Esquire, of Halifax, relative to certain bills of exchange now his property, heretofore drawn on the Continental Treasury by John Ashe, Esquire, formerly Treasurer of the Southern District, and which have not yet been paid. Ordered that it be referred to the Committee of Propositions and Grivances & sent to the House of Commons.

Recd. from the Commons the following message:

Mr. Speaker and Gentlemen:

We propose balloting at ten o'clock in the morning of Saturday next for a Governor of this State for the ensuing year, and at four o'clock in the evening of the same day for a Council of State and for Treasurers of the several Districts. We put in nomination for Governor the Honourable Richard Caswell and Abner Nash, Esquires.

This message being read, was on motion of General Jones, ordered to lie on the table for consideration.

Pursuant to the order of the Day, the Bill to authorize and empower John Harrell, Esquire, formerly sheriff of Hertford County, to collect the arrears of taxes due him from the Inhabitants of said County and that part of Gates County that formerly was Hertford, for the year 1774, was read, whereupon on motion of Mr. Wm. Baker, ordered that he have leave to take out and amend the same.

General Jones moved for leave and presented a Bill to amend an act entitled "an act for laying a Tax on the County of Northampton for repairing the public buildings thereof, and to appoint and empower Commissioners for that purpose", which was read the first time, passed and sent to the House of Commons.

Read the Memorial of Thomas Lloyd of Orange County relative to his Collection of the Public Taxes when sheriff of the County aforesaid, which was on motion rejected.

Read likewise a warrant drawn by Governor Martin on the County Commissioners for the District of Edenton in favour of Messrs Baker and Blow, Merchants of Virginia, dated the 10th May, 1783. Whereupon Resolved, that the said warrant be endorsed with the following words, vizt.:

Resolved, that the Treasurer of Edenton District discharge and take up the within warrant drawn by His Excellency the Governor in favour of Messrs. Baker and Blow, Merchants of Virginia, for the sum of forty pounds four shillings & ten pence, for which the Treasurer shall be allowed in the settlement of his public accounts.

Ordered that this Resolution be sent to the House of Commons for their concurrence.

Adjourned till tomorrow morning 9 o'clock.

Friday, October 29th, 1784.

The Senate met according to adjournment.

Mr. William Walters, the member of the County of Brunswick, appeared presented his certificate, qualified agreeable to Law and took his seat.

Mr. McCawley moved for leave and presented a Bill to empower former sheriffs to collect the arrears of public taxes due from the Inhabitants of their respective Counties, and to oblige them to account for and pay the same, which being read by paragraphs was amended, passed the first time and sent to the House of Commons.

Read the Petition of Jane Reading of Bladen County, which was on motion rejected.

Read also, the Petition of Hopkins Wilder, whereupon

Resolved, that any of the Treasurers of this State pay to the said Wilder the sum of seven pounds current money, in consideration of two steers his property, taken and converted to public use in the year 1781, which sum the Treasurer paying the same shall be allowed in the settlement of his public accounts.

Ordered, that this resolution be sent to the House of Commons for their Concurrence.

Recd. from the House of Commons the Resolution of this House for endorsing as therein mentioned the warrant drawn by his Excellency the Governor in favour of Messrs. Baker and Blow, Merchants of Virginia. Endorsed, read and concurred with.

Received also, the Memorial and Petition of John Penn, Esquire, and the Deposition and Bills of Exchange of John Geddy, Esquire, respectively. Endorsed, read and referred as by the Senate.

Recd. likewise the recommendation of the Court of Caswell County in favour of John Swayne. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read was referred in like manner and returned.

Recd. also, sundry Petitions from the Inhabitants of Salisbury District. Endorsed, read and referred to the Committee to consider of the public dispatches; which being read were referred in like manner and returned.

On motion, agreed that General Gregory have leave to absent himself from the service of this House after tomorrow; and that Mr. John Baker likewise have leave of absence.

Mr. Johnston presented the recommendation of the Court of Onslow County in favor of John Cooke, an indigent person, which being read was rejected.

Recd. from the House of Commons a Resolve of that body of the 28th inst., in favour of Alexander Mebane, Esquire, one of the Board of Auditors for the District of Hillsborough, and in favour of Britain Saunders and others, Clerk to said Board, which being read was rejected.

Adjourned till Monday 4 o'clock P. M.

MONDAY, November 1, 1784.

The Senate met acording to adjournment.

Ambrose Ramsey, Esquire, the member for the County of Chatham, appeared, presented his certificate, qualified agreeable to Law and took his seat.

General Jones moved for leave and presented a Bill for appointing a Treasurer and directing his duty in office, which was read the first time, passed and sent to the Commons.

Recd. from the House of Commons a Bill for levying a tax for the payment of the interest of the certificates granted to Officers and Soldiers of the Continental line of this State, pursuant to an act passed in 1783, entituled, an act to amend an act entituled an act for the relief of the Officers and Soldiers of the Continental line, and for other purposes. Endorsed, read the first time and passed.

Ordered that this Bill be read for the information of the House, which being accordingly read, was on motion, ordered to lie over until tomorrow, and then to be read for the first reading in this House.

Recd. also, a message from His Excellency the Governor accompanied by sundry letters, Indian Talks, &c. Endorsed, read and referred to the Committee to whom his other message and the State Papers were referred, which being read were referred in like manner and returned.

Recd. likewise the Memorial and Deposition of Elijah Moore; the Account of Thornton Yancey against the State, and an Inquisition taken by the Coroner of Warren County on the Body of Joseph Sanford, respectively. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read were referred in like manner and returned.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen,

This House do not concur with the resolve of the Senate in favour of Morgan Murray, but propose that his Petition, with all others in similar circumstances, that is of soldiers disabled in the Continental line of this State, be referred to a joint and special Committee; for this purpose we have on our part appointed Mr. Nash, Mr. Maclaine and Mr. Lytle.

Ordered that Mr. Harget, Genl. Jones and Mr. Skinner act on this Committee & that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We consent that the Petition of Morgan Murray, together with the Petitions of others similarly circumstanced, vizt.: wounded in the Continental line of this State, be referred to a Special Committee, and appoint on our part Mr. Harget, General Jones and Mr. Skinner for that purpose.

Recd. from the House of Commons a Petition from a number of the Inhabitants of Wayne County relative to the fixing a Court House for the said County. Endorsed, read and referred, together with the Petition before exhibited on the same subject, to Mr. Bond, Mr. Person, Mr. Wilson, Mr. Dodd, Mr. Caswell and Mr. Dolvin, which be-

ing read was, on the part of this House referred to Mr. Coor, Mr. Long, Mr. McCawley and Mr. Lightfoot and returned.

Recd. also, the proceedings of a called Court for the tryal of a negro man slave, the property of Benjamin Hicks. Endorsed, read and referred to a joint Committee; the members chosen Mr. Macon, Mr. Montfort and Mr. Starkey, which being read was, on the part of this House, referred to Mr. Owen and Mr. McCawley and returned.

Recd. likewise the proceedings of a Court called for the Tryal of Sam, the Property of Thomas Garrett. Endorsed, Read & referred to the Committee to take under consideration the tryal and valuation of Mr. Hicks' slave, which being read was referred in like manner and returned.

Recd. also the Petition of the Inhabitants of Pasquotank and Perquimans Counties relative to the making a Causeway. Endorsed, read and referred to Mr. Joseph Riddick, which being read was referred on the part of this House to Mr. Relfe, Mr. Phillips and Mr. Baker and returned.

Recd. likewise, the Petition of a part of the Inhabitants of Beaufort County for moving the Court House of the said County. Endorsed, read and referred to a joint Committee; the members chosen Mr. Macon, Mr. Blount, Mr. Stone and Mr. Jordan, which being read was referred on the part of this House to Mr. Abram Jones and Mr. Lenoir and returned.

Read the Acount of Samuel Searcey against the State for attending as a Witness against Robert Young, which was, on motion, referred to the Committee of Propositions and Grievances and ordered to be sent to the House of Commons.

Recd. from the House of Commons a Resolve directing the Comptroller General to lay before the Committee appointed to consider of the public dispatches, an abstract of the accounts of this State against the Continent, which being read, was on motion, rejected.

Recd. also, a Recommendation of sundry indigent persons of Wilkes County. Endorsed, read and referred to the Committee appointed to consider of the Governor's message.

Recd. likewise the Recommendation of Wayne Court in favour of Ann Langston, Relict of John Langston; and of Mary Revell, widow of John Revell, respectively. Endorsed, In the House of Commons

29th October, 1784; Countersigned by Wm. Blount, Sp., which being read were, together with the recommendation from Wilkes County above mentioned, ordered to lie for consideration until tomorrow.

Adjourned till to-morrow morning 9 o'clock.

TUESDAY, November the 2nd, 1784.

The Senate met according to adjournment.

General Jones moved for leave and presented a Bill making the real estate of deceased Debtors subject to the payment of debts where the personal is insufficient, which was read for information, was again read, passed the first time and sent to the House of Commons.

Col. Long moved for leave and presented a bill for clearing and opening the navigation of Tar River and Fishing Creek in the Counties of Pitt, Edgecombe and Halifax, which being read for information was again read, passed the second time and sent to the House of Commons.

Pursuant to the order of the day the bill for levying a tax for the payment of the Interest of the certificates granted to Officers and Soldiers of the Continental line of this State, pursuant to an act passed in 1783, entitled, "an act to amend an act entituled an act for the relief of the Officers and Soldiers of the Continental line and for other purposes," was read for passage, passed the first time and was sent to the Commons.

General Jones moved for leave and presented a bill for raising a public Revenue for the support of Government which he read for the information of the House and delivered in at the Table where the same was again read, passed the first time and sent to the House of Commons.

Recd. from the House of Commons a bill to prevent unjust appeals and to empower the County Courts in this State to provide for the safe keeping of the Estates of Idiots and Lunatics. Endorsed, read the first time, amended and passed.

Ordered that this bill lie on the table until tomorrow and that it be then read the second time in this House.

Mr. John Taylor, the member for the County of Granville, appeared, presented his Certificate, qualified agreeable to Law and took his seat.

Mr. Macon moved for leave and presented a bill for levying a tax

for the support of Government, and for the redemption of Continental money, old Paper Currency, Specie and other certificates, which he read for the information of the House and delivered in at the Table when the same was again read, passed the first time and sent to the House of Commons.

Mr. Owen moved for leave and presented a bill for empowering the Commissioners of public Buildings in Bladen County to sell the public Lotts reserved for said Buildings, to purchase others and build the Court House on the Street, if more eligible in their opinion, which he read for the information of the House & delivered in at the table where the same was again read, passed the first time and sent to the House of Commons.

Recd. from the House of Commons the account of Samuel Searcey against the State for attendance as a witness, &c. Endorsed, read and referred as by the Senate.

Recd. likewise the bill for clearing and opening the navigation of Tar River, and Fishing Creek in the Counties of Pitt, Edgecombe and Halifax. Endorsed, read the first time and passed. Ordered that this Bill lie on the Table until tomorrow and that it be then read the second time in this House.

A State of the Treasury of Edenton District was presented by Mr. John Skinner, read and ordered to be sent to the House of Commons.

Read likewise the account of William Skinner, Esquire, Treasurer of Edenton District for travelling expenses, attendance, &c., on the present Assembly, whereupon

Resolved, that William Skinner be allowed the sum of twenty-seven pounds four shillings as a reimbursement for his expenditures in travelling to and from and attending at the present session of Assembly.

Recd. from the House of Commons a resolution of that body in favour of Hopkins Wilder proposed to be adopted instead of the one on that head entered into the 29th Ultimo by this House; which being read, was ordered to lie for consideration.

Recd. also the recommendation of Rowan County Court in favour of Joseph Wasson; Countersigned by the Speaker of the House of Commons; which being read was ordered to lie for consideration.

Recd. likewise the following message:

Mr. Speaker and Gentlemen:

We propose that a joint Committee be appointed to examine and report their opinion of the civil list, and have for that purpose on our part appointed Mr. Sharpe, Mr. Bloodworth, Mr. Macon and Mr. Nash.

Ordered, that Genl. Jones and Mr. Taylor, act on this Committee and that the following message be sent to the House of Commons.

Mr. Speaker and Gentlemen,

Mr. Allen Jones and Mr. Taylor will, on the part of this House, act with the Gentlemen by you appointed to report on the Civil List.

The House resuming the consideration of the Petition of Mr. Matthew McClure, ordered that it be referred to the Committee of Propositions and Grievances and sent to the House of Commons.

Mr. Harget moved for leave and presented a bill to amend an act entituled "an act for establishing a Town in Jones County," also, one other act entituled "an act for dividing Craven County into two distinct Counties, and for other purposes therein mentioned," which was read for information and delivered in at the table where the same was again read, passed the first time and sent to the House of Commons.

Adjourned until to morrow morning 9 o'clock.

WEDNESDAY, November 3rd, 1784.

The Senate met according to adjournment.

Mr. John A. Campbell, the member for the County of New Hanover, General Charles McDowell, the member for the County of Burke, and Mr. James Miller, the member for the County of Rutherford, appeared, presented their respective certificates, qualified agreeable to Law and took their seats.

Recd. from the House of Commons the Petition of Richard Cogdell, Esquire. Endorsed, read & referred to the Committee of Propositions and Grievances, which being read, was by this House referred in like manner and returned.

Recd. also, the Resolution of this House of yesterday in favour of William Skinner, Esquire, Treasurer of the District of Edenton. Endorsed, read and concurred with.

Pursuant to the order of the day the bill to prevent unjust appeals and to empower the County Courts in this State to provide for the

safe keeping of the estates of Idiots and Lunatics, was read the second time, amended, passed and sent to the Commons.

Agreeable to the order of the day the bill for clearing and opening the navigation of Tar River and Fishing Creek in the Counties of Pitt, Edgecombe, and Halifax, was read the second time, passed & sent to the Commons.

Recd. from the House of Commons the Memorial of Henry Guthrie. Endorsed, read and referred to the Committee to consider of Drury Gee's accounts, which being read, was referred in like manner and returned.

Recd. also, the petition of Samuel Holliday, of Dobbs County, relative to a certain tract of land, together with a resolution of the House of Commons consequent thereon, which resolution being read was concurred with and returned.

Recd. likewise the report of the committee to whom was referred the Petition of the Inhabitants of Pasquotank and Perquimans Counties. Endorsed, read and concurred with, which being read, was concurred with and returned.

Recd. from the House of Commons a Bill to establish a road from Lemuel Forehand's or Caleb Cooper's, in Pasquotank County, to the widow White's, in Perquimans County, and granting a toll on on the same. Endorsed, read the first time and passed, which being read, was passed the first time and returned.

General Jones moved for leave and presented a Bill for allowing salaries to the succeeding officers of this State, and repealing so much of an act for allowing salaries to the Governor, Secretary and other Officers of State, and other purposes, as comes within the province of this act, which was read the first time, passed and sent to the House of Commons.

Recd. from the House of Commons a bill for empowering the County Court of Warren to lay a further tax on the Inhabitants of said County for defraying the expences of building the Court House, Prison and Stocks. Endorsed, read the first time and passed, which being read was passed the first time and returned.

Read the account of Thomas Morris against the State for guarding Prisons, &c. Ordered that the same be referred to the Commit-

tee of Propositions and Grievances and sent to the House of Commons.

Mr. Whitmill Hill, the member for the County of Martin, appeared, presented his certificate, qualified agreeable to Law and took his seat.

Mr. Phillips presented the accounts of Jonas Stark, Coroner of Currituck County, which being read, was referred to the Committee of Propositions and Grievances and ordered to be sent to the House of Commons.

Recd. from the House of Commons the *Report* of the joint Committee to whom was referred the address from His Excellency, the Governor, to the General Assembly at the opening of the present Session, accompanied by a proposed *message* in answer thereto, which being read, was concurred with; the former returned to the House of Commons and the latter sent to His Excellency the Governor, by Genl. Jones and Col. Hill on the part of this House, accompanied by the Gentlemen for that purpose appointed by the House of Commons.

Recd. from the House of Commons a bill to adopt and recognize a resolve of Congress of the 20th of February, 1782, respecting a Commissioner to be appointed for the settlement of the accounts of the United States with this State, among others. Endorsed, read the first time and passed.

Ordered, that this bill be read, which being read, was passed the first time and returned.

Recd. also, the Memorial of the Executors of Robert Hogg, deceased. Endorsed, read and referred to the Committee appointed to consider of the Petition from the Inhabitants of Beaufort County, which being read, was referred in like manner and returned.

Recd. likewise the Petition of Mr. Matthew McClure. Endorsed, read and referred as by the Senate.

On motion, ordered that Mr. John Williams and Mr. Harget be added to the Committee of Propositions and Grievances, and that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

The Senate add Mr. John Williams and Mr. Harget to the Committee of Propositions and Grievances.

Col. Long moved for leave and presented a bill declaring the currency certificates issued by the State Auditors, and the certificates

issued by the Comptroller General, previous to the seventeenth day of May, 1783, and all other certificates granted under the sanction of any Law of this State, reduced by the scale of depreciation at the time they were granted, of the same value with specie certificates and to carry the same interest & to be received in the same payments, which being read for information, was again read, passed the first time and sent to the House of Commons.

Recd. from the House of Commons a bill to enlarge the Jurisdiction of the Justices of the Peace within the several Counties in this State. Endorsed, read the first time and passed.

Ordered that this bill be read for the information of the House; the same was accordingly read, and being then ordered to be read for passage was, on motion, rejected.

Recd. also a bill to release James Underwood and Job Ward from the forfeiture of a Recognizance entered into for the appearance of a certain Daniel Campbell before the Superior Court of Hillsborough District & from a Judgment given upon the said forfeiture. Endorsed, read the first time and passed.

Ordered, that this Bill be read for the information of the House, which being done, it was then read for passage, passed the first time and was returned.

Recd. likewise the account of Thomas Morris. Endorsed, read and referred as by the Senate.

General Jones moved for leave and presented a bill Substantiating the entries of lands that may be first made in the Entry Takers Offices of Hyde and Tyrrell, the location of which cannot be ascertained by reason of the Great Dismal lying in and between said Counties, thro' which the dividing line of said Counties is not yet extended; which was read for information, was again read, passed the first time and sent to the House of Commons.

Recd. from the House of Commons the following bills to-wit:

The Bill for the Inspection of Tobacco in the town of Hillsborough.

The Bill to amend an act entituled an act for laying a tax on the County of Northampton, for repairing the public buildings thereof, and to appoint and empower commissioners for that purpose.

The Bill to amend an act entituled an act for establishing a Town in Jones County, also one other act, entituled an act for dividing

Craven County into two distinct Counties, and for other purposes therein mentioned.

The Bill for allowing Salaries to the succeding officers of State, and repealing so much of an act entituled an act for allowing salaries to the Governor, Secretary and other Officers of State, and other purposes, as comes within the purview of this act.

The Bill to suspend an act of the last General Assembly entitled an act ceding to the Congress of the United States certain Western lands therein described and authorizing the Delegates from this State in Congress to execute a deed or Deeds for the same, and a Bill to declare void and repeal such of the Laws of this State as from their Tenor appear inconsistant with the Treaty of Peace between the United States and His Britannic Majesty, and to relieve such of the Citizens of this State as might otherwise be injured by such declaration and appeal. All Endorsed, read the first time and passed, except the one first mentioned, which was endorsed, read the second time, amended and passed.

Ordered, that these Bills lie on the Table until Tomorrow, and that they be then read agreeably to their several Endorsements in this House.

Adjourned till to-morrow morning 9 o'clock.

THURSDAY, November 4th, 1784.

The Senate met according to adjournment.

Mr. Thomas Armstrong, the member for the County of Fayette, appeared, presented his certificate, qualified agreeable to Law and took his seat.

On motion the House resumed the consideration of the message from the House of Commons of the 27th, Ulto., relative to the balloting for a Governor of this State for the ensuing year, &c., whereupon,

Ordered, that the folowing message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot on Tuesday next, at 4 o'clock in the afternoon, for a Governor of this State for the ensuing year and nominate the Honourable Richard Caswell and Abner Nash, Esquires. It is the sense of this House that the place where the next Assembly shall be held be ballotted for at the same time, for which

purpose we nominate the towns of New Bern, Hillsborough, Halifax and Fayetteville. Should you accede to this proposition Mr. Gallaway and Mr. Skinner will, on the part of this House, superintend the Balloting.

Recd. from the Commons the account of Josias Slack. Endorsed, read and referred as by the Senate.

Mr. Taylor moved for leave and presented a Bill for repealing part of an act passed at Newbern in November, 1777, entituled "an act to ascertain and regulate the fees of the Clerks of the Superior and County Courts, Justices of the Peace and Attorneys of this State, and directing the method of paying the same." Also, part of an act passed at Halifax in January, 1779, also entituled "an act to ascertain the Fees of the Clerks of the Superior and County Courts, Justices of the Peace and Attorneys in this State," which being read for information, was again read, passed the first time & sent to the House of Commons.

Pursuant to the order of the day the following bills were read, to-wit:

The Bill to suspend an act of the last General Assembly entituled "an act ceding to the Congress of the United States certain Western Lands therein described and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same," which was passed the first time and returned.

The Bill to declare void and repeal such of the Laws of this State as from their tenor appear inconsistent with the Treaty of Peace between the United States and his Brittanic Majesty, and to relieve such of the citizens of this State as might otherwise be injured by such declaration and repeal; which was passed the first time and returned.

The Bill for allowing salaries to the succeding Officers of State, and repealing so much of an act entitled "an act for allowing Salaries to the Governor, Secretary and other Officers of State and other purposes," as comes within the province of this Act; which was amended, passed the second time and sent to the Commons.

The Bill to amend an act entituled "an act for establishing a Town in Jones County," also another act entituled "an act for dividing Craven County into two distinct Counties & for other purposes there-

in mentioned;" which was passed the second time and returned to the House of Commons.

The bill for the Inspection of Tobacco in the Town of Hillsborough, which was amended, passed the second time and ordered to be Engrossed, and

The Bill to amend an act entituled "a act for laying a Tax on the County of Northampton for repairing the public buildings thereof, and to appoint and empower Commissioners for that purpose, which was read the second time, passed and sent to the House of Commons.

Recd. from the House of Commons a message from His Excellency, the Governor, inclosing sundry papers in support of the Claim of Mr. Patrick Cleary to certain property sold by this State as confiscated. Endorsed, read and referred to Mr. Davie, Mr. Maclaine, Mr. Brickell, Mr. Hay, Mr. Sharpe, Mr. Person, Mr. Bryan and Mr. Moore, which being read were on the part of this House, referred to Mr. Coor, Mr. Macon, Mr. Gillispie, General Jones and Mr. Hill and returned to the House of Commons.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

The Commons agreee that the General Assembly ballot on Tuesday next, at the time by you mentioned, for a Governor of this State for the ensuing year, and nominate the same Gentlemen as nominated by the Senate. We agree to ballot at the same time for the place at which the next Assembly shall be held, and nominate in addition to the places nominated by you, the town of Tarborough. Mr. Payne and Mr. Macon will superintend the balloting on the part of this House.

On motion, agreed that Mr. Hill be added to the Committee to whom was referred the accounts of Drury Gee and that the House of Commons have notice thereof.

Recd. from the House of Commons the Memorial of the Honourable the Judges of the Superior Courts of Law and Equity. Endorsed, read and referred to the Committee appointed to consider of the accounts of Drury Gee, which being read, was referred in like manner and returned.

Recd. also, the Petition of John Taylor, Esquire, and the account of John Williams, Esquire, against the State for the depreciation of his Salary as one of the Delegates from this State in Congress, in

the year 1778, respectively. Endorsed, read and referred to the Committee appointed to examine and report on the accounts of Drury Gee, which being read, were referred in like manner and returned.

Received from the House of Commons the following bills to-wit:

The bill to alter and amend an act entituled "an act to amend an act entituled an act for ascertaining what property in this State shall be deemed taxable property, the method of assessing the same and collecting public taxes."

A Bill to amend an act entituled an act for levying a tax on every £100 value of taxable property in the District of New Bern for repairing the Gaol of the District.

And also, a bill to supply the loss of a patent for a certain tract of land lying in Currituck County granted to Richard Commingforth; each endorsed, read the first time and passed.

Ordered, that these bills be read; the same being read were passed the first time and returned.

Recd. also, the Petition of Jacob Sikes. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read was referred in like manner and returned.

Recd. likewise the Petition of George Alston. Endorsed, read and referred to the next Assembly, which being read was referred in like manner and returned.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

This House have resolved to receive no bill of a private nature after Monday next and wish the Senate to enter into one of a similar nature.

The foregoing message being read, on motion, resolved, that no Bill whatever be introduced in this House after Monday next; whereupon,

Ordered, that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We do not concur in the Resolution of your House for admitting no bill of a private nature after Monday next, but have resolved that no bill whatever be introduced in this House after that day, and wish the House of Commons to adopt a similar resolution.

Recd. from the House of Commons the report of the joint Com-

mittee on the Petition from Wayne County. Endorsed, read and concurred with, which being read was concurred with by this House and returned.

Recd. from the House of Commons the following bills, to-wit:

A Bill for the encouragement of learning in the District of Salisbury, and

A Bill for establishing a Town on the lands of Andrew Bass, respectively. Endorsed, read the first time and passed..

Ordered, that these bills be read, which being read were passed the first time and returned.

General Jones moved for leave and presented a bill to amend an act entituled "an act for altering the time of holding the annual Elections and annual Assemblies and directing the manner of electing annual Officers for the succeeding year," which was read the first time, passed and sent to the House of Commons.

Recd. from the House of Commons the Petition of a number of the Inhabitants of Guilford and Randolph Counties in favour of Robert Fields. Endorsed, read and sent to the Senate, which being read was rejected.

Mr. Owen moved for leave and presented a bill to enable Richard Smith to rebuild and keep in repair a bridge over the Lake into the Great Swamp in Bladen County, which being read for information was again read, passed the first time and sent to the Commons.

Recd. from the House of Commons a Bill for the more regular collecting, payment of and accounting for, the public taxes. Endorsed, read the first time and passed.

Ordered, that this bill be read for information, the same being read was ordered to lie on the Table until Tomorrow, to be then read for passage.

Adjourned till to-morrow morning 9 o'clock.

FRIDAY, November 5th, 1784.

The Senate met according to adjournment.

Mr. Boritz moved for leave and presented a bill to repeal an act entituled "an act for imposing a duty or tax in aid of the public revenue upon the different articles therein mentioned, sold at auction or public vendue, and for regulating auctioneers or Vendue Masters, which being read for information, was again read, passed the first time and sent to the House of Commons.

Pursuant to the order of the day, the bill for the more regular collecting, payment of and accounting for the public Taxes, was read, passed the first time and returned to the House of Commons.

Mr. Speaker and Gentlemen:

We propose that the Committee appointed to report what means are to be adopted in aid of the public taxes, shall make up the estimate for the year 1785, particularly specifying the Expences of the Civil List, incidental and federal charges, the quantity of Lands and number of polls in the State. We have added to this Committee Col. Davie.

Ordered, that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We consent that the Committee to report what means are to be adopted in aid of the public taxes be directed to perform the services by you proposed.

Recd. from the House of Commons the Petition of Nathan Kevis. Endorsed, read and referred to the Committee to whom was referred Col. Geddy's Bills of Exchange; which being read, was referred in like manner and returned.

Recd. also, Edward Williams' account against the State for conveying Felons to Salisbury Gaol. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read was referred in like manner and returned.

Recd. from the House of Commons the Bill to empower former sheriffs to collect the arrears of taxes due from the Inhabitants of their respective Counties and to oblige them to account for and pay the same. Endorsed, read the first time, amended and passed.

Ordered, that this bill be read, which being read was passed the second time and returned.

Recd. from the House of Commons the Petition of Richard Blackledge, Esquire, together with a Resolution of the House of Commons consequent thereon, which being read was concurred with and returned.

Recd. also, a bill for the dividing of the County of Guilford. Endorsed, read the first time and passed.

Ordered, that this bill be read, which being read was passed the first time and returned.

Mr. Macon moved for leave and presented a bill for ascertaining

and fixing the time when Acts of the General Assembly of this State shall commence to be in force and have effect. Which was read the first time, passed and sent to the House of Commons.

Colonel Owen, from the Committee to whom was referred the Petition of Matthew McClure, delivered in a report, which being read and debated was, on motion, recommitted.

Recd. from the House of Commons the Petition of sundry Inhabitants of the State of North Carolina. Endorsed, read and referred to the Committee apppointed to examine and report on His Excellency the Governor's message, &c., which being read, was referred in like manner and returned.

Recd. also, a bill to establish a Town on the lands of Thomas Relfe in Pasquotank County, on the south side of Pasquotank River, and for repealing an act passed at the last General Assembly entituled "an act to alter the place of holding the County Courts of Pasquotank County, from Windfield to the town of Nixonton, in the said County. and to erect a new Court House, Prison and Stocks in the said County. Endorsed, read the first time and passed.

Ordered, that this bill be read, which being read was passed the first time and returned.

Recd. likewise the following messages:

Mr. Speaker and Gentlemen:

This House concur with the message of yours respecting the Introduction of Bills.

Mr. Speaker and Gentlemen:

The Commons taking into consideration the message of the Senate accompanied by their resolution not to receive any bills of a public or private nature to be introduced after Monday next, have concurred with the same; they beg leave to observe they have rather acquiesced in the Resolution of the Senate from a conviction of the propriety of the Order of both Houses relative to public business standing on the same rule, than from a sense that it is at any time fitting for the doors of the General Assembly to be closed against bills in which the body of the people are interested.

Recd. from the House of Commons the following resignations, to-wit:

The resignation of John Macon, Esquire, as one of the Commission-

ers for settling and adjusting the accounts of the Continental Officers & Soldiers of the line of this State.

The resignation of Nathan Bryan, Esquire, as one of the Justices of the Peace for Jones County.

The resignation of James Badgeon as one of the Justices of Surry County, and

The resignation of Thomas Hunter, Esquire, as one of the Justices of Nash County, respectively. Endorsed in the House of Commons, read and accepted, which being read were accepted and returned.

Adjourned till to-morrow morning 10 o'clock.

SATURDAY, 6th November, 1784.

The Senate met according to adjournment.

Matthew Lock, Esquire, the member for the County of Rowan, appeared, presented his certificate, qualified agreeable to Law and took his seat.

Mr. McCawley moved for leave and presented a bill for levying a tax in the Counties of Hillsborough District for the repairs of District buildings in the town of Hillsborough, which was read the first time, passed and sent to the House of Commons.

Received from the House of Commons the resignation of Benjamin May and George Moye, two of the Justices of the Peace for Pitt County, of their commissions as such. Endorsed, read and accepted. which being read were accepted and returned.

Recd. also, the following message:

Mr. Speaker and Gentlemen:

This House propose that the two Houses shall adjourn 'til Monday, in order that the Committees may prepare their reports on the subjects submitted to their consideration, and also that the members who have bills to draw may be ready with them to present to the Assembly before the time limited for the introduction of bills may be elapsed. Should you approve of this measure we will adjourn accordingly.

The foregoing message being read, on motion, the House adjourned till Monday morning next 9 o'clock.

MONDAY, 8 November, 1784.

The Senate met according to adjournment.

Read the resignation of Francis Lock, Esquire, of his Commission as Colonel of the Militia of Rowan County, which was accepted and sent to the House of Commons.

Recd. from the House of Commons a Resolution of that Body for striking Wm. Gilbert from the list of Justices for the County of Rutherford, which being read was concurred with and returned.

Recd. also, the following bills, vizt:

A Bill to enable Benjamin Blount of Tyrrell County, Trustee to Thomas Bogg, to sue for and to recover for and to the use and uses of the Children of the said Thomas Bogg all debts due and owing to the said Thomas Bogg and all other things in action which the said Thomas Bogg might have lawfully sued for and recovered. And

A Bill to empower the Inhabitants of the Western Territory, by and with the consent of this State, to form themselves into a separate State known by the name of West Carolina, which is reserved to them by the cession act passed at Hillsborough in 1783, and to open a land office immediately to sink the North Carolina Specie Tickets, occasioned by the late War, and to explain how far that reservation extends, respectively. Endorsed, read the first time and passed.

Ordered, that these bills be read, which being read, the first mentioned was passed and returned and the other rejected.

General Jones moved for leave and presented a Bill to prevent persons holding offices of profit from enjoying seats in the General Assembly, which was read the first time, passed and sent to the House of Commons.

Received from the House of Commons a Resolve in favour of John Gaylord, of Hyde County, which being read was concurred with and returned.

Mr. Clinton presented the recommendation of Sampson County Court in favour of Michael Murphy, Thomas Carrol and others, of said County, which being read was rejected.

Mr. Johnston moved for leave and presented a bill for opening the navigation of the North West of New River from the landing of James Howard, Esquire, to the lower bridge on said River, in Onslow

County, which was read the first time, passed and sent to the House of Commons.

Recd. from the House of Commons a bill to appoint Commissioners to mark out a Road from Franklin County into the road leading from Peacock's Bridge to New Bern. Endorsed, read the first time and passed, which being read, was passed the first time and returned.

Recd. also, a Resolution of the House of Commons in favour of John Mare, which being read was rejected.

Mr. Johnston presented the Petition of Jesse Croom, of Onslow County, which being read was, on motion referred to the Committee of Propositions and Grievances & sent to the House of Commons.

Colonel Long from the Committee to whom were referred the Governor's Messages, &c., brought in the following report, vizt:

The Committee to whom were referred the Governor's message and the public papers beg further to report:

A Bill for obtaining an accurate account of the Militia service during the late War.

A Bill to amend the impost and inspection laws, and the act for regulating the pilotage of the several ports of this State.

A Bill for the relief of such persons as have been disabled by wounds and providing for the widows and orphans of such as have died, &c.

A Bill for appointing Commissioners to extend the Boundary line between this State and South Carolina.

Your Committee taking into consideration the Indian Talks and the Letters accompanying them, recommend, that His Excellency, the Governor, be requested to send to the said Indians, friendly Letters in answer thereto; and also make presents to the said Chiefs not exceeding in the whole the sum of one hundred pounds and that His Excellency do forward to our delegates in Congress, copies of the Letters on Indian Affairs.

NICHOLAS LONG, Ch.

The House taking this report into consideration resolved, that they do concur therewith; whereupon,

Colonel Long moved for leave and presented the following bills, vizt:

A Bill for obtaining an accurate account of the Militia service dur-

ing the late war, in order that the claims of this State upon the United States may be ascertained.

A Bill to amend an act of Assembly passed at Hillsborough in April, 1784, entituled "an act for levying certain duties on all foreign Merchandize imported into this State, in aid of the public Finances and directing the mode of collecting the same;" and also, to amend one other all passed in the same year, entituled "an act to prevent the exportation of merchantable commodities;" and also, to amend another act of Assembly passed in May, 1783, entituled "an act for regulating the navigation and regulating the Pilotage of the several ports of this State."

A Bill for appointing Commissioners to extend the Boundary line between this State and South Carolina, and

A Bill to amend an act passed at the last Session of the General Assembly, entituled "an act for the relief of such persons as have been disabled by wounds, or rendered incapable of procuring for themselves & Families subsistance, in the Militia service of this State and providing for the Widows and Orphans of such as have died;" which were respectively read, passed the first time and sent to the House of Commons.

Mr. Lenoir moved for leave and presented a Bill to regulate and ascertain the several officer's fees therein mentioned, which was read the first time, passed and sent to the House of Commons.

Recd. from the House of Commons:

A Bill for establishing a Militia in this State. Endorsed, read the first time and passed.

Ordered, that this bill be read, the same being read was passed the first time and returned.

Recd. also, the Petition of sundry of the Inhabitants of Bladen County. Endorsed, read and referred to Mr. Singleton, Mr. Sharpe, Mr. Montfort, Mr. Bloodworth & Mr. Sherrod, which being read was, on the part of this House, referred to General McDowell and Mr. Gillispie and retured.

Mr. Gillispie moved for leave and presented a bill to amend an act for dividing Duplin County; which was read the first time, passed & sent to the House of Commons.

Mr. Clinton moved for leave and presented a Bill to restore their privileges to persons therein described, which was read the first time, passed and sent to the Commons.

Mr. Gillispie moved for leave and presented a bill to authorize and empower the Governor, or Commander-in-Chief for the time being, to issue a Proclamation requiring certain Offenders therein mentioned to surrender themselves within a limited time; and in case of failure, offering a reward to any person or persons who shall apprehend and bring to justice such offenders; which was also read, passed the first time and sent to the House of Commons.

General Jones from the joint Committee of both Houses, reported as followeth, vizt:

The Committee appointed to consider and make an estimate of the necessary expenses of Government for the year 1785, and also the taxes for defraying and paying the same, report,

That it will be necessary for the year 1785 to raise the following sums for the support of the Civil List and discharging monies due for interest of the State on the Federal Debt, including the Interest due to the Continental Line of this State on the settlement of the late Commissioners:

Governor's Salary £800; Ditto Private Secretary £150; Council of State £100; Secretary of State £100; Comptroller, including Stationery £550; His first Clerk £200; Two other clerks each £100; Judges of the Superior Courts £2,100; Attorney General £660; Delegates in Congress £3,360; One Treasurer, employing Clerks and every other charge incident to his office £800; Commissioners for settling Officers and Soldiers accounts £120; Members of the General Assembly, Clerks, Servants, Stationery, &c., £6,000; Public Printer £400; Interest due to the United States on the Federal Debt,the quota of North Carolina (including 30,000 Dollars Interest due to the Continental Line of this State on the settlement of the late Commissioners) being 109,000 Dollars, £43,600. Allowance granted by General Assembly on loan £10,000, amounting in the whole to £69,140. And for defraying the foregoing charges your Committee further report that it will be necessary to impose the following taxes and impositions, vizt: On every 100 acres of Land 3 shillings, Computing on 25,000,000 acres £37,500; on every poll computing on 80,000 at 9 shillings each £36,000; on Tavern Licenses supposed 250, each at £5, £1,250; on marriage Licenses supposed 1,000 each at 20 shillings, £1,000; Stud Horses supposed 250 at 4 shillings each, £500; Billiard Tables supposed ten at £10 each, £100; on Dice Boxes and Dice supposed 100 at

40 shillings a sett, £200; on every leading process, either in Law or Equity in any Court of Record, supposed 5,000 at 20 shillings each, £5,000; on every wheel belonging to a carriage for pleasure supposing 250 at 10 shillings per wheel, £125, amounting to £81,675. Your Committee further report that it will be necessary to levy a further tax as a sinking fund, payable in State Dollar Bills, Soldiers bounty Certificates, Specie and Currency Certificates of every denomination as follows: on every hundred acres of land 3 shillings computing on 25,000,000 acres, £37,500; on every poll computing on 80,000 at 9 shillings each, £36,000. All which is submitted by your Committee.

ALLEN JONES, Chairman.

(In N. C. it was $2.50 and a shilling 12½ cents.—Ed.)

The House taking this report into consideration, resolved, that they do concur therewith, and ordered that it be sent to the House of Commons.

On motion, agreed that Colonel Long have leave of absence after Saturday next, and that Mr. Baker have leave of absence after to-morrow.

Mr. Gillispie moved for leave and presented a Bill to establish a public school in the County of Duplin, which was read the first time, passed and sent to the House of Commons.

General McDowell moved for leave and presented a bill to ascertain the titles to certain lands therein mentioned, which was read the first time, passed and sent to the House of Commons.

Read the Account of the Board of Auditors of Edenton District for services in the year 1781; ordered, that it be referred to the Comptroller and sent to the House of Commons.

Adjourned till to-morrow morning 10 o'clock.

Tuesday, November 9th, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

The report of the Committee to whom was referred the Governor's message, &c., we herewith return you amended. Should the Senate agree to the report as amended we then concur with it.

Ordered, that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We consent that the report of the Committee to whom was referred the Governor's messages be amended as by you proposed.

Recd. from the House of Commons the resignation of Thomas Lock, Esquire, as Col. of the Rowan Regiment of Militia. Endorsed, read and accepted.

Recd. also, a message from His Excellency the Governor, enclosing the proceedings of a Court Martial held for the tryal of Major Edward Gundy, together with a resolution of the House of Commons consequent thereon, appointing John Bonds, Esquire, second Major of Nash County, in the stead of said Gundy, which being read, was concurred with and returned.

Recd. likewise, the Petition of John Haley, of Guilford County. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read, was referred in like manner and returned.

Received from the House of Commons the resignation of James Sampson, as one of the Justices for the County of Sampson. Endorsed, read and accepted, which being read, was accepted by this House and returned.

Recd. also, a message from His Excellency the Governor, accompanied by Petitions, Letters, &c., from Messrs. Ralph and Ebenezer Macnair. Endorsed, read and laid over till the next Assembly, which being read, were laid over in like manner and returned.

Recd. likewise, sundry papers relative to the business of the department of the late Commissary General. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read, were referred in like manner and returned.

Mr. Long presented a certificate from the late Deputy Quarter Master General, certifying that Mr. Thomas Scurlock acted as Commissary of Issues at the Port of Halifax during the late War, which being read, was referred to the Committee of Propositions and Grievances and sent to the House of Commons.

Recd. from the House of Commons the Petition of Wm. King. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read was referred in like manner and returned.

Recd. also, a message from His Excellency the Governor, of the 8th

Inst., addressed to the General Assembly, in answer to the message sent him by the two Houses on the subject of his address at the opening of the present session, which being read was ordered to be filed.

Recd. likewise the following message:

Mr. Speaker and Gentlemen:

We propose reducing the tax upon Lands and Polls mentioned in the report of the Committee appointed to make an estimate, &c., from three to two and from nine to six; should you approve of this proposal we will concur with it.

Ordered, that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

It is not the sense of this House that the report of the Committee appointed to make an estimate, &c., should be amended.

Recd. from the House of Commons the Petition of Jesse Croom, and the account of the Auditors of the District of Edenton, respectively. Endorsed, read and referred as by the Senate.

Recd. also, the following bills, vizt.:

A Bill for altering the Oath of Allegiance and the Oath and Affirmation of Fidelity.

A Bill to extend the navigation of Cape Fear River.

A Bill to explain, amend and supply the deficiences of an act passed last Assembly at Hillsborough, entituled "an act to regulate the descent of real Estates, to do away with Entails, to make provision for Widows, and to prevent Frauds in the execution of last Wills and Testaments," and for directing how deeds of gifts and Bills of sales of Slaves shall be executed, authenticated and perpetrated.

A Bill to empower the County Court of Wayne to lay a tax annually for the purpose of finishing and compleating the Court House, Prison and Stocks, and for defraying the contingent charges of said County.

A Bill for establishing the town of Morgan and to direct the building of a Court House & Prison for the District of Morgan.

A Bill for the better regulation for the town of Tarborough.

A Bill for extending the line between the Counties of Burke and Rutherford, and

A Bill to alter the time of holding the several County Courts of

Pleas and Quarter Sessions therein mentioned, respectively. Endorsed, read the first time and passed.

Ordered, that these bills be read, which being read were passed the first time and returned.

Recd. from the House of Commons a bill for the encouragement of the clerical order in this State. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was rejected.

Recd. likewise, the following bills, vizt.:

A Bill to ascertain the number of white and black Inhabitants and the citizens of every age, sex and condition in this State.

A Bill for erecting and establishing a town in the County of Lincoln.

A Bill to direct sheriffs in levying Executions and the disposal of Lands, Goods and Chattels taken thereon.

A Bill for extending the dividing line between the Counties of Hyde, Beaufort and Tyrrell.

An additional Bill to amend an act, entituled "an act for purchasing a Lott or Lotts in the town of Wilmington for the purpose of building a Gaol for the District of Wilmington, and other purposes," passed at Hillsborough in the year 1783; and an act entituled "an act to amend an act entituled an act for purchasing a Lott or Lotts in the town of Wilmington for the purpose of building a Gaol for the District of Wilmington, and other purposes and for repairing the Court House of the said District," passed at Hillsborough the last session of Assembly.

A Bill to secure the property of Elizabeth Bonner in the hands of a Trustee, and

A Bill for establishing a Town on the lands of Jacob Johnson, respectively. Endorsed, read the first time and passed.

Ordered that these bills be read, the same being read were passed the first time and returned.

Recd. from the House of Commons a Bill to exempt Messrs. Bridgen and Waller, Merchants in London, from all Penalties and Forfeitures by means of the confiscation acts. Endorsed, read the first time and passed.

Ordered, that this bill be read, which being read was, on motion, rejected.

Mr. Gillispie presented the Petition of John McKay, which being read was, on motion, referred to the Commitee of Propositions and Grievances, and ordered to be sent to the House of Commons.

Adjourned till 4 o'clock p. m.

The House met according to adjournment.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

Mr. Payne and Mr. Macon attend you to superintend the balloting, agreeable to the determination of the two Houses for a Governor, and the place at which the next Assembly shall be held.

The two Houses now proceeded to ballot, which being ended Mr. Gallaway and Mr. Skinner, appointed on the part of this House to conduct and superintend the same, reported as follows, to-wit:

That having executed the trust reposed in them, by superintending the balloting on summing up the scrolls or ballots, it appeared that the Honourable Richard Caswell, Esquire, was chosen Governor for the ensuing year by a large majority of the votes of both Houses of the General Assembly; but that there did not appear to be a majority in favour of any place for the holding of the next Assembly.

The House taking this report into consideration, resolved, that they do concur therewith; whereupon, ordered, that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot again immediately for the place where the next Assembly shall be held.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

We agree to ballot immediately for the place where the next Assembly shall be held.

The two Houses now proceeded to ballot, which being ended Mr. Skinner and Mr. Gallaway reported, that having pursuant to the order of the Houses superintended the balloting for a place at which the next Assembly shall be held, on summing up the scrolls it appear-

ed that there was a majority of both Houses in favour of the town of New Bern.

The House taking this report into consideration concurred therewith.

Adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, 10 November, 1784.

The Senate met according to adjournment.

Colonel Owen, from the Committee of Propositions and Grievances, reported as followeth, vizt:

The Committee having taken under consideration the Petition of a number of the Inhabitants of Warren County, are of opinion that the last General Assembly has made ample provision for the payment of all the tobacco borrowed by Governor Burke, under an act passed at Wake Court House, except interest for the said Tobacco, which your Committee conceive the owners thereof are justly entitled to by said act and recommend that His Excellency the Governor, be requested to issue his warrants including Interest, &c., agreeable to the resolve of the last General Assembly.

That having taken under consideration the petition of Isles Simmons, setting forth that he was a Continental Soldier and lost his discharge praying that an allowance be made him for his services; the Committee for want of sufficient proof have rejected this Petition.

That having considered the Petition of Hardy Willey, an eighteen months Soldier praying to be made an allowance for his quota of Clothes as directed by an act of Assembly; your Committee are of opinion that the said Hardy Willey has remedy against the class to which he belonged, for the said Clothes.

The Committee are of opinion that Mr. John Geddy be allowed the pay of his bills of exchange agreeable to the scale of depreciation, being one hundred and twenty-five dollars which was due in June, 1777.

The Committee having duly considered the claim of John Swayne, a soldier in the Military service of Caswell County, recommend that he be allowed the sum of ten pounds specie per annum, being recommended to the General Assembly by the Court of said County.

The Committee also having considered the Petition and Account of Richard Cogdell, Esquire, late Treasurer, report,

That the quota of money which he was to have received from the Signers of the money made in 1780 was £1,283,700 and that instead of that sum he received and paid away £7,702,200 an overplus of £6,418,500 which we consider as Ex-Officio service, and for which he ought to have a moderate allowance.

The Committee having considered the accounts of Mr. Yancey are of opinion that they are just and that they be allowed as they stand stated.

The Committee having considered the accounts of Josias Slack, Coroner of Currituck County, for calling a Jury of Inquest on the Body of Reuben Wright, and Burial, are of opinion that he be allowed his account, amounting to three pounds twelve shillings.

Your Committee to whom was referred the account of Samuel Searcey, a witness for the State against Robert Young, are of opinion that the said Searcey be allowed the sum of nine pounds eleven shillings and eight pence, which we humbly conceive is agreeable to act of Assembly, for allowing witnesses and Jurors for their attendance at Superior Courts.

The Committee having taken under consideration the Petition of Nathan Kevis report that he be allowed the sum of two hundred & fifty Dollars for his Bills of Exchange agreeable to the scale of Depreciation.

That having considered the claim of Edward Williams we are of opinion that it be rejected for the want of proper vouchers.

Your Committee having examined the claim of Thomas Morris, of Jones County for his trouble and expense in conveying John Cail, a Horse Thief, to New Bern Jail, are of opinion it is just and ought to be allowed.

That having examined the claim of the coroner of Warren County for holding an inquest on the body of Joseph Sanford we are of opinion that it be rejected for the want of proper vouchers to support it.

That having likewise, examined the Petition and Claim of Captain Elijah Moore, we are of opinion it ought to be rejected; the said Moore having failed to make oath as by Law required, that the Certificates said to be lost were consumed either by fire or water.

That having considered the petition of sundry of the Inhabitants of Montgomery County, we are of opinion the prayer thereof is a

judicial matter and doth not properly come before the General Assembly.

All which is humbly submitted.

THOMAS OWEN, Ch.

The House taking the foregoing reports into consideration, resolve, that they be amended by deling that part thereof which is relative to an allowance to Mr. Cogdell, and by deducting the sum of four pounds from the account allowed Mr. Thornton Yancey which will then be reduced to ten pounds five shillings; whereupon, ordered, that the following message be sent to the House of Commons:

Mr. Speaker and Getlemen:

We send you herewith the report of the Committee of Propositions and Grievances which we concur with in every respect; except that part thereof which is relative to Colonel Cogdell, which we reject; and accept likewise the part which is relative to the claim of Mr. Yancey. We think his accounts too high and are of opinion that four pounds be deducted from it.

Recd. from the House of Commons a Resolution of that body, relative to property sold during the late war by Military orders, which being read was, on motion ordered to lie for consideration.

Recd. likewise, the report of the Committee to whom was referred the messages from His Excellency the Governor, and the public papers accompanying them. Endorsed, read, amended and concurred with as amended.

Recd. also,a bill for laying a tax in the town of Wilmington for the better Government thereof, and for the election of Commissioners for the succeding year.

A Bill for the more ready and effectual execution of process issuing from the several Courts of Law and Equity in cases where the Sheriff or Commissary may be resisted or threatened, and the power of the County should be found insufficient for the purpose.

An additional bill to an act entituled an act directing the Method of electing Members of the General Assembly and other purposes, respectively. Endorsed, read the first time and passed.

Ordered that these bills being read,which being read were passed the

first time and sent to the House of Commons, except the one last mentioned, which was, on motion, rejected.

Mr. Lock presented the Petition of David Miller, of Rutherford County, which being read was, on the part of this House, referred to Genl. McDowell, Mr. Lenoir and Mr. Mooring, and ordered to be sent to the House of Commons.

Recd. from the House of Commons a bill to repeal an act of the last General Assembly, entituled"an act ceding to the Congress of the United States, certain western lands therein described and authorizing the delegates from this State in Congress to execute a Deed or Deeds for the same." Endorsed, read the first time and passed.

Ordered, that this bill be read; the same being read and debated was passed the first time and returned.

Mr. Gillispie moved for leave and presented a bill to appoint Commissioners to value a Bridge built by William Hall over the North East of Cape Fear in Duplin County, and to impower the County Court to lay a tax to defray the expence of the same; which was read the first time, passed and sent to the Commons.

General Jones presented the representation of William Boritz, Esquire, relative to a negro man slave, late the property of Miss Worley, of Edenton, executed by public authority, which being read was referred to the Committee of Propositions and Grievances and sent to the House of Commons.

Mr. Lightfoot presented the petition of Young Burt, which being read was referred to the Committee of Propositions and Grievances and sent to the House of Commons.

General Jones presented the Representation of William Boritz, Esquire, relative to a number of cannon imported for the use of this State, which being read was, on motion, referred to a joint Committee; the members chosen on the part of this House are General Jones, Mr. Hill and Mr. Gallaway, and ordered to be sent to the House of Commons.

Mr. Gillispie presented the Resolution of the General Assembly of April, 1783, in favour of William Moore and Phillip Thomas of Duplin County, which being read was, on motion, referred to the Committee of Propositions and Grievances and ordered to be sent to the House of Commons.

Read the resignation of John Warrington, Esquire, as Justice of the Peace for Tyrrell County, which was accepted and ordered to be sent to the House of Commons.

Recd. from the House of Commons a Resolution of that Body allowing Isaac Reed, Moses Griffin and Benjamin Clash wounded in the battle of the Alamance as therein mentioned, which being read was ordered to lie for consideration.

Recd. also, the Certificate of Mr. Thomas Scurlock's having acted as issuing Commissary at the Post at Halifax. Endorsed, read and referred as by the Senate.

Recd. likewise, the account of William Borden. Endorsed, read and referred to the Committee of Propositions and Grievances,which being read was referred in like manner and returned.

Recd. from the House of Commons a Bill to impower the County Court of Pleas and Quarter Sessions of the several Counties in this State to order the laying out public roads, & to establish and settle ferries and to appoint where bridges shall be built and to clear inland Rivers and Creeks. Endorsed, read the first time and passed.

Ordered that this Bill be read, which being read was amended, passed the first time and returned.

On motion, agreed that Mr. Gillispie have leave to absent himself from the service of this House after Saturday next.

Adjourned till to-morrow morning 9 o'clock.

THURSDAY, November 11th, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

We have received the reports of the Committee of Propositions and Grievances together with your message respecting the same. We propose that the words *per annum* in the report respecting John Swayne be erased. That the case of Mr. Cogdell be recommitted and that the Committee be directed to report specially what particular sum ought to be allowed, as we conceive it equitable that he ought at least to be allowed something. We propose also, that the report in favour of Mr. Yancey be concurred with without any deduction from his claim; and that Mr. McClure's claims and the report upon

them be laid over for consideration. Should you approve of these Propositions we will concur with the Reports, so far as these Propositions do not hold forth a non-concurrence, except also the report in favour of John Geddy, which we propose shall lie over for further Information.

Ordered that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

It is agreed by this House that the report of the Committee of Propositions and Grievances relative to John Swayne be amended as by you proposed. We likewise concur in your proposition relative to the re-commitment of the report on Mr. Cogdell's Petition; but do not agree to your Proposition in regard to the report relative to the claim of Mr. Yancey but are of opinion that it be recommitted. We agree with you as to Mr. McClure's accounts but think it unjust that a concurrence with the Report in favour of Mr. Geddy should be declined.

On motion, the House resumed the consideration of the Resolution of the House of Commons relative to the claim of Hopkins Wilder, whereupon, resolved, that the same be concurred with and returned.

Recd. from the House of Commons the resignation of Henry Montfort, Esquire, a Commissioner for the purpose of purchasing Tobacco for and on account of the State, in discharge of a balance due Captain William Boritz. Endorsed, read and accepted, which being read was also, by this House accepted and returned.

On motion, resolved, that Joseph Singletary, a Soldier who lost an arm in the service of the State, be allowed the sum of twenty-four pounds in full of what is due to him by a resolution of the General Assembly made in November, 1777, and that the Treasurer pay him the same and be allowed therefor in the settlement of his accounts. Resolved, also, that for the future the said Joseph Singletary be provided for by his County as others in his situation are or may be.

Ordered that this resolution be sent to the House of Commons for concurrence.

Recd. from the House of Commons the Petition of Major Thomas Harris. Endorsed, read and referred to a joint Committee; the members chosen are Mr. Sharpe, Mr. Macon and Mr. Bryan, which

being read, was on the part of this House, referred to Mr. John Armstrong and Mr. Ramsey and returned.

Recd. also, the resignation of Robert King as Justice of the Peace for Rowan County. Endorsed, read and accepted, which being read was accepted and returned.

The Committee appointed on the part of this House (vizt: Mr. Coor and Mr. Skinner) to receive from the Treasurers the old Dollar Bills in their hands belonging to the public, and cause that the same should be burnt, brought in the following report, to-wit:

The Committee appointed for receiving and burning the old dollar Bills in the hands of the different Treasurers, report,

That they have received from William Skinner, Esquire, Treasurer of the District of Edenton, the sum of two hundred and eighty-three thousand four hundred and forty-seven pounds sixteen shillings, £283,447 16.

From Joseph Cain, Esquire, Treasurer of Wilmington District, the sum of one hundred and ninety-five thousand five hundred and fifty-eight pounds nine shillings, £195,558 9 shillings.

And from Benjamin Exum, Esquire, Treasurer for the District of New Bern, Five hundred and twenty-eight thousand eight hundred and four pounds two shillings, £528,804 2 shillings.

Amounting in the whole to one million and seven thousand eight hundred and ten pounds eight shillings. All which money we have caused to be burned and destroyed.

JAMES COOR,
JOHN SKINNER,
PETER ROBESON.

The House taking this report into consideration resolved, that they do concur therewith, and ordered, that it be sent to the House of Commons.

Recd from the House of Commons Memorial of Capt. Wm. Boritz; the Petition of David Miller; the Resolution of a former Assembly in favour of William Moore and Phillip Thomas; The Petition of Young Burt; the Representation of Captain Boritz, and the Petition of John McKay, respectively. Endorsed, read and referred as by the Senate; except the petition of David Miller which was endorsed,

read and referred to Mr. J. Paine, Mr. Phifer, Mr. Hay and Mr. McKissick.

Recd. also, the resignation of John Warrington, Esquire, as Justice of the Peace for the County of Tyrrell. Endorsed, read and accepted.

Whereas, it appears to the General Assembly that Robert Simms, Sheriff of Wayne County, was on the 15th day of April last assaulted and robbed by two ruffians of £225 2 shillings 7 pence public money and £532 14 shillings 6 pence specie certificates which he had just received from the Collectors of the public Tax for said County; and whereas, the Treasurer of New Bern District hath entered up Judgment against the said Sims and Execution been levied on chief part of his estate in consequence of the Misfortune above.

Resolved, that the Treasurer stay execution against the said Robert Sims on the Judgment aforesaid, with respect to £181 2 shillings 7 pence and the specie certificate above mentioned till the end of the next General Assembly.

Ordered that this resolution be sent together with Mr. Sim's Petition and the affidavits accompanying it to the House of Commons for concurrence.

Recd. from the House of Commons the report of the Committee to whom was referred a message from His Excellency the Governor, accompanied by sundry papers, in support of the Claim of Mr. Patrick Cleary to certain property sold as confiscated by this State. Endorsed, read and concurred with, which being read was concurred with and returned.

Recd. from the House of Commons the following bills, vizt:

A Bill to remove all disabilities from Simon Cleary and others therein named.

A Bill to establish the principal streets and squares of Fayetteville, as laid down in a plan of the said town by Commissioners appointed by an act passed at Hillsborough the 18 day of April, in the seventh year of the Independence of this State, entituled "an act for appointing the several persons therein named to lay out the Streets in upper Campbelton in Cumberland County, and for the future regulation of the said town and giving a further time for saving Lotts in the lower town, and for altering the name of Campbelton to Fayetteville."

A Bill to limit the time of the continuance of the several Boards of Auditors in this State, and of the Board for settling and liquidating the accounts of the Continental Officers and Soldiers to a certain period & to impower the Treasurers to pay out of the tax for the year 1784 the money which they were to have paid agreeable to act of Assembly passed in Hillsborough in June last.

A Bill to prevent the issuing of Grants for Lands on the Western Waters to such as have paid for the Entry thereof in Counterfeit Certificates and until the Surveyors fees shall be paid, respectively. Endorsed, read the first time and passed.

Ordered that these bills be read, which being read were passed the first time and returnd.

Rcd. likewise the following bills, vizt:

A Bill to alter the place of holding the annual elections for members of the General Assembly in and for the County of New Hanover.

A Bill to vest the title of a certain lot therein mentioned in William Courtney, Esquire, his Heirs and Assigns.

A Bill directing the duty of Naval Officers and of all Masters of Vessels coming into any of the Ports or Inlets of this State.

A Bill for dividing the District of Morgan, and

A Bill for altering the name of Jesse Hay to Jesse Speight. Severally endorsed, read the first time and passed.

Ordered that these bills be read, the same being read were respectively ordered to be laid over until the next session of Assembly.

Mr. Long presented a certificate setting forth that a Ware House, the property of Mr. Osborne Jeffreys, in the town of Halifax, had been used as a Magazine or store by the public; which being read was referred to the Committee of Propositions and Grievances and sent to the House of Commons.

On motion, resolved, that His Excellency the Governor, for the time being be requested to comply with and carry into effect the act of Assembly passed at Hillsborough in April, 1783, for appointing an agent and holding a treaty with the Cherokee Indians and for other purposes; and that he cause the goods purchased agreeable to the said act to be distributed among the Cherokee Chiefs for the use of their nation.

Ordered that this resolve be sent to the House of Commons for their Concurrence.

Recd. from the House of Commons a Bill to alter the place of holding the County Court of Beaufort County from Bath to the Town of Washington, in said County, and to erect a new Court House, Prison, Pillory and Stocks in said County. Endorsed in the House of Commons, read the first time and passed. And

A Bill for levying a tax in the County of Beaufort for the purpose of repairing the public buildings thereof, and appointing Commissioners to contract and agree with workmen for that purpose. Likewise endorsed, read the first time and passed.

Ordered that these bills be read, which being read were respectively laid over until the next Assembly.

Recd. from the House of Commons a Bill for removing the public Buildings of Mecklenburg County from Charlotte to the center of said County, appointing Commissioners to find said center & to superintend the erecting a Court House, Prison and Stocks as near said centre as convenience will permit, and altering the mode of annual Elections in said County. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was passed the first time and returned.

Recd. also,a bill to establish in the towns of Edenton, New Bern and Wilmington, Courts for the speedy decision of Mercantile Transactions with Foreigners and Transient persons and of maritime Affairs.

A Bill for appointing County Commissioners for taking Affidavits in Causes of Law and Equity. And

A Bill to amend an act passed at the last General Assembly entituled "an act for altering the time for holding annual elections and annual Assemblies and directing the manner of electing annual Officers for the succeding year. Each endorsed, read the first time & passed.

Ordered that these bill be read, which being read were respectively passed the first time and returned.

Adjourned till to-morrow morning 9 o'clock.

Friday, November 12th, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the Resolution of this House of yesterday in favour of Robert Simms, Sheriff of Wayne County,

and likewise the resolve in favour of Joseph Singletary. Each endorsed, read and concurred with.

Recd. likewise the report of the joint Committee appointed to receive and burn the old Dollar Bills. Endorsed, read and concurred with.

Recd. also, the Petition of William Shaw. Endorsed, read and referred to the Committee of Propositions and Grievances. Which being read was referred in like manner and returned.

Recd. from the House of Commons a letter from Sampson Mosley, Esquire, and sundry accounts of Dr. Blythe's against the State. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read, were referred in like manner and returned.

Recd. from the House of Commons the following bills, vizt:

A Bill for establishing a University in this State.

A Bill to impower the Commissioners of Ports Bath, Beaufort and Roanoke to remove Pilots who refuse to take Branches off the Public Ground on Ocracoke Island and to impower said Commissioners to employ other persons to act as Pilots at Ocracoke Inlet.

A Bill for ascertaining the time when Acts of the General Assembly of this State shall commence to be in force and have effect, respectively. Endorsed, read the first time and passed.

Ordered that these bills be read, which being read, the first was ordered to lie over until the next session of Assembly, the second was passed the first time and sent to the Commons, & the third was passed the second time and returned to the House of Commons.

On motion, the House resumed the consideration of the Bill for dividing the District of Morgan, which was yesterday read and laid over until the next Assembly, whereupon, ordered that this Bill be read, the same being read was passed the first time and returned to the House of Commons.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

The Commons agree to recommit this report of the Committee of Propositions and Grievances on the accounts of Mr. Yancey, as by you proposed, and concur with the report in favour of Mr. John Geddy.

Recd. also, the Claim of Mr. Osborne Jeffreys. Endorsed, read and referred as by the Senate.

Recd. from the House of Commons a bill for levying a tax for the support of Government and for the redemption of Continental money, old Paper Currency, Specie and other certificates. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was amended, passed the second time and sent to the House of Commons.

Recd. also, a bill directing the mode of proceeding against the real Estates of Deceased Debtors, where the personal estate is insufficient for the payment of the debts. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was amended, passed the second time and returned.

Recd. likewise a bill to amend an act of Assembly passed at Hillsborough in April, 1784, entituled "an act for levying certain duties on all foreign merchandize imported into this State, in aid of the public finances and directing the mode of collecting the same." And also to amend one other act passed in the same year entituled "an act to prevent the exportation of unmerchantable commodities." And also to amend one other act of Assembly passed in May, 1783, entituled "an act for facilitating the navigation and regulating the Pilotage of the several Ports of this State." Endorsed, read the first time and passed.

Ordered that this Bill be read, which being read was amended, passed the second time & sent to the Commons.

Adjourned till to-morow morning 9 o'clock.

SATURDAY, November 13, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the Resolution of that Body relative to the receiving from and burning such sums of money of the late Emission now in the hands of the several Treasurers of this State as may by being worn appear to them unfit for further Circulation, which being read was concurred with and returned.

Recd from the House of Commons a Bill for raising a public Revenue for the support of Government and to repeal "an act entituled

an act to suppress excessive gaming." Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was amended, passed the second time and sent to the House of Commons.

Recd. also, a bill to establish a public school in the County of Duplin, and

A Bill for appointing Commissioners to extend the boundary line between this State and South Carolina. Each endorsed, read the first time and passed.

Ordered that these bills be read, which being read were, on motion, laid over until the next session of Assembly.

Recd. likewise the following bills, vizt:

A Bill to amend an act entituled "an act for altering the time of holding the annual elections and annnual Assemblies and directing the manner of electing annual Officers for the succeeding year." Endorsed, read the first time and passed.

A Bill to regulate and ascertain the several Officers' Fees therein mentioned. Endorsed in like manner.

Ordered that these bills be read, which being read were amended, passed the second time and sent to the Commons.

Recd. also, a bill to amend an act entituled "an act for dividing the County of Cumberland, passed at Hillsborough last General Assembly and to confirm the proceedings of the Justices of Moore County and to alter the time of holding the Courts in the said County." Endorsed, read the first time and passed.

Ordered that this bill be read, the same being read was passed the first time and returned.

Recd. likewise a bill to amend an act passed at the last Session of the General Assembly entituled "an act for the relief of such persons as have been disabled by wounds or rendered incapable of procuring for themselves and Families subsistance in the Militia Service of this State, and providing for the Widows and Orphans of such as have died," and

A Bill for levying a tax in the Counties of Hillsborough District for the repairs of the District Buildings in the Town of Hillsborough, respectively. Endorsed, read the first time and passed.

Ordered that these bills be read, which being read were passed the second time and returned.

Recd. from the House of Commons a Bill to repeal an act entituled "an act for imposing a Duty or Tax in aid of the Public Revenue upon the different articles therein mentioned sold at auction or public vendue, and for regulating auctioneers or vendue masters," and

A bill for regulating the Inspection of Tobacco and preventing Frauds. Each endorsed, read the first time and passed.

Ordered that these bills be read, which being read were laid over until the next session of Assembly.

Recd. also, a bill to amend an act entituled "an act to prevent the Exportation of unmerchantable Commodities," passed at Hillsborough April, 1784.

A Bill for obtaining an annual account of the Militia service during the late war, in order that the claims of this State upon the United States may be ascertained; and

A Bill to prevent persons holding offices of profit from enjoying seats in the General Assembly. Endorsed, read the first time & passed.

Ordered that these bills be read,which being read were passed, the one mentioned the first time, & the other two the second time, and returned to the House of Commons.

Recd. from the House of Commons a Bill to amend "an act for dividing Duplin County." Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was passed the second time with amendments and returned.

Recd. also a bill for the encouragement of learning in the District of Salisbury. Endorsed, read the second time and passed.

Ordered that this bill be read, which being read was passed the second time and ordered to be Engrossed.

Recd. likewise a bill to ascertain the titles to certain lands therein mentioned. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was, on motion, rejected.

Recd. from the House of Commons a Bill for repealing part of an act passed at New Bern in November, 1777, entituled "an act to ascertain and regulate the Fees of the Clerks of the Superior and County Courts, Justices of the Peace and Attornies in this State, and directing the method of paying the same; also part of an act passed at

Halifax in January, 1779, also entituled "an act to ascertain the Fees of the Clerks of the Superior and County Courts,Justices of the Peace and Attornies in this State."

A Bill for impowering the Commissioners of public buildings in Bladen County to sell the public Lotts reserved for public buildings, to purchase others and build the Court House on the Street, if more eligible in their opinion.

A Bill to authorize and impower the Governor or Commander-in-Chief for the time being, to issue a Proclamation requiring certain offenders therein mentioned, to surrender themselves within a limited time and in case of failure, offering a reward to any person or persons who shall apprehend and bring to justice such Offenders. Severally endorsed, read the first time & passed.

Ordered that these bills be read, which being read were respectively passed the second time and sent to the House of Commons.

Mr. Gillispie presented the Petition of Edward Pearsall, and likewise the Petition of William Moore, late soldiers in the service of this State, which being read were referred to the Committee of Propositions and Grievances and sent to the House of Commons.

Recd. from the House of Commons the resignation of Thomas Johnston, Esquire, as one of the Justices of the County of Onslow. Endorsed, read and accepted, which being read, was accepted by this House and returned.

Recd. also a bill for erecting and establishing a Town in the County of Lincoln, and

A Bill for the better regulation of the town of Tarborough. Each endorsed, read the second time, amended and passed.

Ordered that these bill be read, which being read were, on motion, postponed until the next session of Assembly.

On motion, agreed that Mr. Phillips have leave to absent himself from the service of this House during the remaining part of the session.

Recd. by way of the House of Commons, a message from His Excellency the Governor, addressed to the General Assembly accompanied by sundry Letters from our Delegates in Congress, &c., which being read were ordered to be filed.

Recd. from the House of Commons a bill for impowering the Coun-

ty Courts of Warren and Franklin to levy a further tax on the Inhabitants of said Counties for defraying the expences of building the Court House, Prison and Stocks. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was passed the second time and ordered to be Engrossed.

Recd. also, a bill declaring the currency certificates issued by the State Auditors and the certificates issued by the Comptroller General, previous to the 20th day of May, 1783, and all other certificates granted under the sanction of any law of this State, reduced agreeable to an act directing the sale of Confiscated Property, passed at Hillsborough, 1782, to carry the same interest and to be recd. in the same payments of specie certificates. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read, on motion, it was ordered that Mr. Gallaway have leave to take out and amend the same.

Recd. likewise the following bills, to-wit:

A Bill to adopt and recognize a resolve of Congress of the 20th February, 1782, respecting a Commissioner to be appointed for the settlement of the accounts of the United States with this State, among others; and

A Bill to repeal an act of the last General Assembly entituled "an act ceding to the Congress of the United States certain Western Lands therein described and authorizing the delegates from this State in Congress to execute a deed or deeds for the same." Each endorsed, read the second time, amended and passed.

Ordered that these bills lie on the table until Monday next and that they be then read the second time in this House.

Recd. from the House of Commons the report of the Committee to whom was referred the Memorial of Major Thomas Harris. Endorsed, read and concurred with; which being read was concurred with and returned.

Adjourned till Monday morning 9 o'clock.

MONDAY, November 15th, 1784.

The Senate met according to adjournment.

Mr. Gallaway, according to order, presented the bill declaring the currency certificates issued by the State Auditors, and the certificates issued by the Comptroller General previous to the 20th day of May, 1783, and all other certificates granted under the sanction of any Law of this State, reduced agreeable to an act directing the sale of confiscated property passed at Hillsborough, 1782, to carry the same interest and to be received in the same payments of Specie certificates, which was read as by him amended, passed the second time and sent to the House of Commons.

Recd. from the House of Commons a Resolution of that body for citing John Higgins Jones, one of the Justices of the Peace for Martin County, to appear before the next General Assembly to answer to sundry charges of Mal-conduct in office, exhibited against him by the representatives of Martin County, and in the mean time suspending him, the said Jones, from the execution of his office as Justice of the Peace. Which being read was concurred with and returned.

Recd. also a bill to impower the County Courts of Pleas and Quarter Sessions of the several Counties in this State to order the laying out public roads, and to establish and settle ferries, and to appoint where bridges shall be built, and to clear inland Rivers and Creeks. Endorsed, read the first time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the second time and returned to the House of Commons.

Pursuant to the order of the day the bill to repeal an act of the last General Assembly entituled "an act ceding to the Congress of the United States certain Western lands therein described and authorizing the delegates from this State in Congress to execute a Deed or Deeds for the same"; and

The bill to adopt and recognize a resolve of Congress of the 20th February, 1782, respecting a Commissioner to be appointed for the settlement of the accounts of the United States with this State, among others, were respectively read the second time, passed and ordered to be Engrossed.

Recd. from the House of Commons a bill to establish the principal streets & squares of Fayetteville as laid down in a plan of the said town by commissioners appointed by an act passed at Hillsborough

the 18th day of April, in the seventh year of the Independence of this State, entituled "an act for appointing the several persons therein mentioned to lay out the streets in upper Campbelton in Cumberland County and for the future regulation of the said town and giving a further time for saving Lotts in the lower town and for altering the name of Campbelton to Fayetteville."

A Bill to release James Underwood and Job Ward from the Forfeiture of a Recognizance entered into for the appearance of a certain Daniel Campbell before the Superior Court of Hillsborough District, and from a Judgment given upon the said forfeiture; and

A Bill to alter the time of holding the several County Courts of Pleas and Quarter Sessions therein mentioned. Respectively endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read, were severally passed the second time and ordered to be engrossed.

Recd. also a bill for establishing a town on the lands of Jacob Johnston, and

A Bill for establishing a town on the lands of Andrew Bass, respectively. Endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read were, each of them, ordered to lie over until the next session of Assembly.

Recd. likewise a bill to ascertain the number of white and black Inhabitants and the citizens of every age, sex and condition in this State; and

A Bill to amend an act entituled "an act for purchasing a Lot or Lots in the town of Wilmington for the purpose of building a Gaol for the District of Wilmington and other purposes, passed at Hillsborough in the year 1783"; and an act entituled "an act for purchasing a Lot or Lots in the town of Wilmington for the purpose of building a Jail for the District of Wilmington, and other purposes, and for repairing the Court House of the said District," passed at Hillsborough the last session of Assembly. Respectively endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read were amended, passed the second time and ordered to be engrossed.

Recd. from the House of Commons the Petitions of William Moore and Edward Pearsall, respectively. Endorsed, read and referred as by the Senate.

Recd. likewise a bill to describe and ascertain such persons who owed alllegiance to this State and who joined and continued with the Enemy during the late War, and who ought not to be admitted as Citizens thereof and to impose certain disqualifications on certain persons therein described. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was passed the first time and returned.

Recd. also, a bill to prevent Horse Stealing. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was passed the first time and returned.

Recd. from the House of Commons a bill for the more regular collecting, payment of and accounting for the public taxes. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the second time and ordered to be engrossed.

Recd. likewise the Memorial of Andrew Bass. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read was referred in like manner and returned.

Recd. also, a bill for the payment of the Interest of the Certificates granted to Officers & Soldiers of the Continental Line of this State, pursuant to an act passed in 1783, entituled "an act to amend an act, entituled an act for the relief of the Officers and Soldiers of the Continental Line and for other purposes." Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was, on motion, laid over until the next session of Assembly.

Adjourned till to-morrow morning 9 o'clock.

TUESDAY, November 16th, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons a Bill for establishing a Militia in this State. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was, on motion, laid over until the next session of Assembly.

On motion, Resolved, that the Treasurer of this State be and he is

hereby authorized and required to pay the holders of the Officers and soldiers certificates one year's interest in the Month of November, or December, one thousand seven hundred and eighty-six, on application for the same, and so in like manner every succeeding year; and in order to prevent frauds the checks for the said certificates shall be put into the hands of the Treasurer who shall check and examine each certificate before he pays the interest, and on payment of the Interest shall make an endorsement across the said certificates, on the reverse thereof, vizt: "One year's interest paid on the —— day of —— in the year one thousand seven hundred and ——, which endorsement the said Treasurer shall sign, & exclusive of his account of Receipts and payments, shall keep a proper bound book in which he shall annually state a regular list of the names of the original holders, the amount of each certificate and the interest paid thereon, which Book or Books said Treasurer shall lay before the General Assembly at their annual meeting, and oftener if thereto required.

Ordered that this resolve be sent to the House of Commons for their concurrence.

Recd. from the House of Commons a resolution of that Body in favour of William Bailey Smith, Esquire, and likewise a resolution in favour of Dr. John Fergus, which being read, were resectively concurred with and returned.

Recd. also, a resolve for citing Robert Norris, a Justice of the Peace in the County of Franklin, to appear at the next Assembly and answer to sundry charges of misconduct in office exhibited against him, and in the meantime suspending him from the execution of his office as Justice of the Peace; which being read was concurred with and returned.

Recd. likewise, the account of William Graham against the public. Endorsed, read and referred to the Committeee of Propositions and Grievances, which being read was referred in like manner and returned.

Recd. from the House of Commons a bill directing the sale of confiscated property. Endorsed, read the first time and passed.

Ordered that this bill be read, which being read was passed the first time and sent to the House of Commons.

Whereas, the General Assembly on the second of May, 1783,

passed a resolve in favour of James Spicer for the sum of one thousand, three hundred and thirty-six pounds, eighteen shillings and one penny, specie, with interest thereon until paid; which being endorsed by said Spicer to John A. Campbell and it being for a larger sum than can conveniently be paid by any one of the Collectors;

Therefore Resolved, that His Excellency the Governor, be requested to issue four warrants on the Treasury for the same sum, bearing interest from the date of the original resolve, in favour of the said John A. Campbell in discharge of the said resolve, and the Treasurer paying the same shall be allowed in his accounts with the public.

Ordered that this Resolution be sent to the House of Commons for their concurrence.

Recd. from the House of Commons a bill to amend an act entituled "an act for levying a tax on every hundred pounds value of taxable property in the District of New Bern for repairing the Gaol of the District," and

The Bill for establishing the town of Morgan and to direct the Building a Court House and Prison for the District of Morgan. Respectively endorsed, read the second time and passed.

Ordered that these bills be read, which being accordingly read, were passed the second time and ordered to be engrossed.

Adjourned till to-morrow morning 9 o'clock.

Wednesday, November 17, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons a bill to establish in the Towns of Edenton, New Bern and Wilmington, Courts for the speedy decision of Mercantile Transactions with Foreigners and transient persons and of Maritime affairs. Endorsed, read the second time and passed.

Ordered that this bill be read, which being read was amended, passed the second time and ordered to be engrossed.

Recd. also, the Resolution of this House of yesterday in favour of the holders of the Officers and Soldiers certificates. Endorsed, read and concurred with.

Mr. Owen introduced the Petition of a number of the Inhabitants

of Bladen County, praying, &c., which being read was, on motion, ordered to be sent to the House of Commons.

General Jones presented the Petition of Thomas Davis, Esquire, Public Printer, which being read was, on motion, referred to Mr. Jones and Mr. Long and ordered to be sent to the House of Commons.

General Jones also introduced a letter from Mr. Charles Cist of Philadelphia, directed to Benjamin Hawkins, Esquire, which being read was, on motion, referred to the Committee to whom was referred the Petition of Thomas Davis, Esquire, and ordered to be sent to the House of Commons.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

This House is now ready to move in procession in order to attend the funeral of Colonel Isaac Sessums, late a member of this General Assembly, in which we hope you will join this House.

The foregoing message being read, on motion, the House adjourned until to-morrow morning 9 o'clock, after which, being joined by the House of Commons, the two branches of the Legislature proceeded to the interment of the late Mr. Sessums.

THURSDAY, November 18, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the bill to amend an act entituled "an act to prevent the exportation of unmerchantable commodities," passed at Hillsborough 1784. Endorsed, read the second time and passed.

Ordered that this bill be read, which being read was, on motion, ordered to lie over until the next session of Assembly.

Recd. by way of the House of Commons, a mesage from His Excellency the Governor, of the 17th Inst., enclosing sundry papers of a general and public nature. Endorsed, read and referred to Mr. Davie, Mr. Person and Mr. Sharpe, which being read were referred to General Jones and Mr. Hill on the part of this House and returned.

Recd. also, the bill to prevent the issuing of grants for Lands on the Western Waters to such as have paid for the entry thereof in Counterfeit Certificates, and until the Surveyors Fees shall be paid,

and making provision for those who have entered Lands previously located by others. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was passed the second time and ordered to be engrossed.

Recd. likewise the Bill to explain, amend and supply the deficiencies of an act passed last Assembly at Hillsborough, entituled "an act to regulate the descent of real Estates, to do away Entails, to make provisions for Widows and to prevent frauds in the execution of last wills and testaments," and directing how deeds of gifts and bills of sales of slaves shall be executed, authenticated and perpetuated. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the second time and ordered to be engrossed.

Recd. from the House of Commons the Petition of Thomas Davis. Endorsed, read and referred to Mr. Hay, Mr. Blount and Mr. Davie.

Recd. also the Letter from Mr. Cist. Endorsed, read and referred as by the Senate.

Recd. likewise the bill for removing the public buildings of Mecklenburg County from Charlotte to the Centre of said County, appointing Commissioners to find said Center and to superintend the erecting of a Court House, Prison and Stocks as near said center as convenience will permit and altering the mode of annual elections in said County. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was passed the second time and ordered to be engrossed.

Recd. from the House of Commons:

A Bill to repeal an act of the last General Assembly entituled "an act ceding to the Congress of the United States certain Western Lands therein described, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same. Endorsed, read the third time, amended and passed.

Ordered that this bill be read, which being read was amended, by consent of the House of Commons, and passed the third and last time by this House.

The passage of this Bill being objected to, on motion of Mr. Skinner, ordered that the yeas and nays be taken, which were as follows,

to-wit: For the passage of the Bill, Messrs. John Armstrong, Relf, Clinton, McCawley, Owen, Macon, Ramsey, Gallaway, Boritz, Lightfoot, Ben. Williams, Hill, Taylor, Parsons, Lenoir, Harris, Gen. McDowell, Miller and Thomas Armstrong—19. Against this bill Messrs. Warrington, Abram Jones, Smaw, John Williams, Long, Harget, Johnston, Skinner, Gillispie, Gen. Jones and Walters—11. So the Bill was passed.

Whereupon, on motion of General Jones, ordered, that he have leave to enter his protest against the passage of this bill, which he did as followeth, to-wit:

Because, the repeal of a Law made by a former Assembly evidently vesting an optional right in Congress, before that body could determine whether they would or would not accede to the proposals, is lessening the dignity of the former Legislature, and highly derogating to the Honour of the present Assembly.

Because, political and moral honesty being invariable and immutably the same, we cannot agree in a political capacity, to do that which would, in our opinion, dishonor us in a private transaction.

And because, we cannot see any advantage that can arise from a procedure so dishonourable to ourselves and which so highly stigmatizes the late General Assembly of this State. Allen Jones, John Skinner, James Gillispie, Abram Jones, John Warrington, Thomas Johnston, John Wiliams, William Walters.

Whereas, the Honourable Richard Caswell, Esquire, hath been by this General Assembly elected to the Office of the Governor of this State,

Resolved, that the said Richard Caswell, Esquire, be requested to convene the Council and qualify in their presence as soon as the full time of the present Governor's service shall expire, and enter upon the duties of that office.

And whereas, upon the qualification of the said Richard Caswell, Esquire, as Governor, the Office of Comptroller of public accounts of this State will become vacant, Therefore

Resolved, that this General Assembly will proceed to elect some proper person to supply such vacancy; that the person so to be appointed shall, before he enters upon the duties of his office, take the Oath directed by an act of Assembly passed in 1782, entituled "an act to establish a department for adjusting and liquidating the public

accounts of this State, and for appointing a Comptroller and other purposes," and shall be thereafter invested with all the powers, and subject to the same rule and directions as the present Comptroller under any of the Laws of this State is invested or subject to.

Ordered that these resolutions be sent to the House of Commons for their concurrence.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot at four of the clock in the afternoon of Saturday, for a Council of State, Delegates to represent this State in Congress, to take place after the time expires for which the present Delegates are elected to service, for a Comptroller and for a Treasurer, and have appointed Mr. Payne and Mr. Wilson to superintend and conduct the Balloting.

The foregoing message being read, on motion, agreed that Mr. Gallaway and Mr. Skinner superintend this proposed balloting on the part of this House and that the following message be sent to the House of Commons.

Mr. Speaker and Getlemen:

We consent that the General Assembly ballot on Saturday next, at the time by you proposed, for the several Officers of State mentioned in your message on that head, and appoint Mr. Gallaway and Mr. Skinner to superintend the balloting.

Adjourned till to-morrow morning 9 o'clock.

FRIDAY, November 19, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons a bill for extending the dividing line between the Counties of Hyde, Beaufort and Tyrrell. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the second time and ordered to be engrossed.

Reed. also, a bill for extending the line between the counties of Burke and Rutherford. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was rejected.

Recd. likewise the following message:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Davie, Mr. Payne, Mr. Mackay and Mr. Hay, with such of your body as you may appoint, to examine the engrossed bills.

Ordered that General Jones, Mr. Macon, Mr. Gallaway and Mr. Taylor be a Committee for the above mentioned purpose, and that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

This House have appointed General Jones, Mr. Macon, Mr. Gallaway and Mr. Taylor a Committee who will act with the Gentlemen by you appointed to examine the engrossed copies of such bills as may be passed by the present Assembly.

Recd. from the House of Commons the following bills, to-wit:

The bill to limit the time of the continuance of the several boards of Auditors in this State, and of the Board for settling and liquidating the accounts of the Continental Officers and Soldiers to a certain period.

The Bill to compel the Commissioners of Ports Bath, Beaufort, and Roanoke to remove pilots who refuse to take branches off the public ground on Ocracoke Island, and to impower said Commissioners to employ other persons to act as pilots at Ocracoke Inlet. And

The Bill to supply the loss of a patent for a certain tract of land lying in Currituck County, granted to Richard Commingforth. Each endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read were respectively passed the second time and ordered to be engrossed.

Recd. also, the resolve of this House of yesterday requesting the Honourable Richard Caswell, Esquire, to convene his Council, qualify and proceed on the execution of his office as Governor of this State at the commencement of the period therein mentioned, &c. Endorsed, read and concurred with.

Recd. likewise the following bills, to-wit:

The Bill for appointing County Commissioners for taking affidavits in cases of Law and Equity. And

The Bill to amend an act entituled "an act for dividing the County of Cumberland passed at Hillsborough last General Assembly and to

confirm the proceedings of the Justices of Moore County and to alter the time of holding the Courts in the said County." Each endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read,were passed the second time and ordered to be engrossed.

Recd. also, a Resolution of the House of Commons relative to the Collector of the imposts for Port Bath, having through misconstruction of the Law failed to receive the duties imposed on the articles of the growth or manufacture of the United States; which being read was, on motion, ordered to lie for consideration.

Recd. from the House of Commons the Bill for dividing the District of Morgan. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the second time and ordered to be engrossed.

Recd. likewise the bill for raising a public revenue for the support of Government and to repeal an act entituled "an act to prevent excessive Gaming." Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the third time and sent to the House of Commons.

On reading this bill a motion was made & seconded, that a clause containing the following words, vizt: "And that all goods imported by Merchants into this State by land, for the sake of Trade and Commerce, shall pay the same duties as goods imported into this State by Water," which had been deled by the House of Commons, should be restored and inserted as a part of the bill; this being objected to the question was put and carried in the affirmative; whereupon, on motion of Mr. McCawley, ordered that the yeas and nays be taken, which were as followeth, to-wit: For restoring and making this Clause a part of the Bill, Messrs. Warrington, Smaw, John Williams, Long, Harget, Johnston, Skinner, Gillispie, Clinton, Owen, Mooring, Boritz, Ben. Williams, General Jones, Hill, Parsons and Walters—17. Against inserting the clause in the Bill, Messrs. McCawley, Macon, Ramsey, Gallaway, Taylor, Lenoir, Harris, Genl. McDowell, Miller and Thomas Armstrong—10. So this clause was again made a part of the Bill.

On motion agreed, that General Jones and Mr. Taylor be added

to the Committee to whom were referred the accounts of Drury Gee, late Sheriff of Northampton County, and that the House of Commons have notice hereof.

On motion agreed, that Mr. Thomas Armstrong have leave to absent himself from the service of this House after Saturday next, and that Mr. John A. Campbell have leave of absence during the remainder of the present session.

Recd. from the House of Commons the following bills, to-wit:

The Bill for clearing and opening the navigation of Tar River and Fishing Creek in the Counties of Pitt, Edgecombe and Halifax.

The Bill to amend an act passed at the last session of the General Assembly entituled "an act for the relief of such persons as have been disabled by wounds or rendered incapable of procuring for themselves and families subsistence, in the Militia service of this State, and providing for the Widows and Orphans of such as have died."

The Bill to amend an act entituled "an act for establishing a town in Jones County"; also one other act entituled "an act for dividing Craven County into two distinct Counties, and for other purposes therein mentioned."

The Bill for impowering the Commissioners of public buildings in Bladen County to sell the public Lott reserved for said buildings, to purchase others and build the Court House on the Street, if more eligible in their opinion.

The Bill for levying a tax for the support of Government, and for the redemption of Continental money, old paper currency, specie and other Certificates.

The Bill to prevent persons holding offices of profit from enjoying Seats in the General Assembly. And

The Bill for allowing salaries to the succeeding Officers of State, and, repealing so much of an act entituled "an act for allowing Salaries to the Governor, Secretary and other Officers of State, and other purposes; as comes within the purview of this act. All and every of them endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read were passed the third time and returned.

Recd. from the House of Commons the Resolution of this House

of the 16th Instant, in favour of Mr. John A. Campbell. Endorsed, read and concurred with.

Adjourned till to-morrow morning 9 o'clock.

SATURDAY, November 20, 1784.

The Senate met according to adjournment.

General Jones, from the Committee to whom was referred the Petition of Mr. Thomas Davis and the letter from Mr. Cist of Philadelphia, brought in the following report, vizt:

The Committee to whom was referred the Petition of Thomas Davis, Public Printer of this State, report,

That they have taken into consideration an Estimate attending the Expence of printing the Acts and Journals of the late General Assembly laid before them by the aforesaid Thomas Davis; and the request of the said Printer that he may be paid according to his Expence and Labor as by him stated, and not agreeable to the late act of Assembly appointing him a salary of £500 per annum, and are of opinion that the proposals of Mr. Davis are inadmissable.

They further beg leave to report, that they have taken into consideration the proposals of Mr. Cist of Philadelphia, and are of opinion that should he be induced to come into this State, the public acts and proceedings would be printed with more Expedition and less Expence to this State than has heretofore been done.

ALLEN JONES, Ch.

The House taking this report into consideration resolved, that they do concur therewith and ordered that it be sent to the House of Commons:

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

This House nominate for a Treasurer William Skinner, Memucan Hunt, Benjamin Exum & John Macon, Esquires. For Delegates, John Sitgreaves, Alexander Martin, Timothy Bloodworth, Adlai Osborne, Whitmill Hill, Benjamin Smith and Charles Johnson, Esquires. For Comptroller, the Honourable William Blount and Francis Child, Esquires. For a Council of State, Thomas Leach, John Hawks, Jacob Blount, James Armstrong, James Kenan, James Gorham, Thomas Routledge, Abram Shepperd, Benjamin Shep-

perd, Robert Lanier, The Marquis De Britigney, Stephen Cobb, Edward Winslow, Thomas Eaton, Thomas Polk, Thomas Barker, John Simpson, Robert Burton, John W. Stanley, Robert Rowan, Robert Bignall and James Hogg, Esquires.

This message being read, ordered that the following be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We nominate for Delegates to represent this State in Congress the Honourable William Blount, Esquire, William Walters, John Sitgreaves, Alexander Martin, Adlai Osborne, Charles Johnson, Timothy Bloodworth and John Skinner, Esquires.

For a Comptroller of the public accounts of this State, Captain Francis Child.

For a Council of State, Joseph Leech, John Hawks, Jacob Blount, James Armstrong, Benjamin Hawkins, Robert Burton, James Kenan, Edward Starkey, Thomas Bonner, Thomas Routledge, Robert Bignall, James Gorham, Stephen Cobb and Thomas Eaton, Esquires; and

For a Treasurer of this State, William Skinner, Memucan Hunt and Benjamin Exum, Esquires.

Recd. from the House of Commons a Resolution of that body declaring that the warrants in favour of the members of the General Assembly for their attendance, shall be received by the collectors of Imposts at the several ports in this State in payment of all duties on Importation, which being read was concurred with and returned.

Recd. also the resignations of William Sharpe and Samuel Harris, Esquires, as Justices of the Peace for the County of Rowan. Endorsed, read and accepted, which being read, were accepted by this House and returned.

Recd. likewise, a message from His Excellency the Governor. Endorsed, in the House of Commons read and ordered to be sent to the Senate, which being read was ordered to be filed.

Recd. from the House of Commons a bill directing the sale of confiscated property. Endorsed, read the second time, amended and passed. Ordered that this bill be read, which being read was amended, passed the second time & ordered to be Engrossed.

On reading this bill a motion was made and seconded, that the

Claim which particularizes the kind of payment which shall be made by the purchaser of confiscated property should be amended, by adding after the words, *"For the current money of this State or the Certificates granted to the Officers and Soldiers of the Continental line of this State,"* the words, *"and all other certificates for Militia service."* This being objected to the question was put and carried in the negative; whereupon, on motion of Mr. Macon, ordered that the yeas and nays be taken on the question, which were as follows, vizt:

In favour of the motion, Messrs. Warrington, Clinton, McCawley, Macon, Ramsay, Gallaway, Taylor, Parsons, Lenoir, General McDowell, Miller and Thomas Armstrong.—12. Against the motion, Messrs. Smaw, John Armstrong, John Williams, Long, Hargett, Johnston, Skinner, Gillispie, Owen, Boritz, Ben Williams, General Jones, Hill, Harris and Walters—15. So the motion was negatived.

Recd. likewise the bill to remove all disabilities from Simon Cleary and others therein named. Endorsed, read the second time and passed.

Ordered that this bill be read, which being read was passed the second time and ordered to be Engrossed.

Recd. also the report of the Committee on the Petition of Thomas Davis, Public Printer, and on the letter from Mr. Cist of Philadelphia. Endorsed, read and concurred with.

Recd. from the House of Commons the resignation of Thomas Respess, Esquire, as Justice of the Peace for the County of Beaufort. Endorsed, read and accepted. Which being read was accepted by this House and returned.

Adjourned till 4 of the clock p. m.

Met according to adjournment.

Mr. Payne and Mr. Wilson, appointed on the part of the House of Commons to superinted the balloting for Delegates to represent this State in Congress; a Treasurer of the State, &c., appeared and informed the House they now attended them in order to receive from the members their ballots; whereupon the House proceeded to the Business of Balloting which being ended, Mr. Gallaway and Mr. Skinner, appointed on the part of this House to superintend the same, reported,

That the Honourable William Blount, Esquire, Speaker of the House of Commons had ninety-three votes; The Honourable John Sitgreaves, Esquire, eighty-seven votes; Charles Johnson, Esquire, seventy-six votes; Timothy Bloodworth, Esquire, seventy votes, and the Honourable Adlai Osborne, Esquire, sixty-five votes; from whence it appeared that the Gentlemen above named had each of them a large majority of the votes of both Houses of the Legislature as Delegates to represent this State in Congress;

That Francis Child, Esquire, was elected Comptroller of the public Accounts of the State;

That Memucan Hunt, Esquire, was chosen Treasurer of this State;

That Joseph Leech, James Kenan, James Armstrong and John Hawks, Esquires, were elected members of the Council of State by a majority of the votes of both Houses; and

That there yet remained one Delegate and three Councillors to be elected.

The House taking this report into consideration, resolved, that they do concur therewith.

On motion, ordered that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

This House being anxious to compleat the Business of the Session, propose that both Houses of the Legislature proceed on Business To-morrow.

Recd. from the House of Commons the following message:

This House agree to do business to-morrow.

Whereas, from the resignation of General Butler, late Brigadier of Hillsborough District, the said District remains without a General Officer:

Resolved, therefore, that Ambrose Ramsey, Esquire, be appointed a Brigadier General of the Militia of the District of Hillsborough and that His Excellency the Governor, be requested to commission him accordingly.

Ordered that this resolve be sent to the House of Commons for their concurrence.

On motion, resolved, that John Sevier, Esquire, be appointed a Brigadier General of the Militia of the District of Washington and

that His Excellency the Governor, be requested to commission him accordingly.

Resolved also, that His Excellency the Governor be requested to issue his Proclamation requiring the subjects of this State on the Western Waters to be of good behaviour and to treat the neighbouring Indians in the most friendly manner agreeable to our Treaties with those people, and ordering the Intruders and Encroachers from this State to remove off the Indian Lands and Hunting Grounds, at the same time informing them that the General Assembly will not think themselves bound to support or pay any expence that may be incurred by a war brought on by the Injustice and Rapacity of Individuals.

Ordered that these resolutions be sent to the House of Commons for their concurrence.

Adjourned till to-morrow morning 9 o'clock.

SUNDAY, November 21, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

We propose balloting at four of the Clock this Evening for one delegate and three Councillors.

This proposition being read, ordered that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We consent that the General Assembly ballot this evening as by you proposed.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

On considering the disorder that would naturally be occasioned by Balloting we propose to postpone balloting for the Officers yet to be elected until to-morrow 4 o'clock in the evening, and have determined to adjourn until to-morrow morning 9 o'clock.

This message being read, on motion, the House adjourned until to-morrow morning 9 o'clock.

MONDAY, November 22, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the bill to regulate and ascer-

tain the several Officers' Fees therein mentioned, and for altering the times of holding the Superior Courts of Law and Equity for the Districts of Halifax, Edenton, New Bern & Wilmington. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read, was amended, passed the third time and returned to the House of Commons.

Recd. also, the following bills, to-wit:

The Bill for the Inspection of Tobacco in the town of Hillsborough, and

The Bill to adopt and recognize a Resolve of Congress of the twentieth of February, 1782, respecting a Commissioner to be appointed for the settlement of the accounts of the United States with this State, among others. Each endorsed, read the third time and passed.

Ordered that these bills be read, which being read, the one first mentioned was passed the third time by this House, and the other was rejected.

Recd. from the House of Commons the following bills, to-wit:

The Bill to authorize and empower the Governor, or Commander in Chief for the time being, to issue a Proclamation requiring certain offenders therein mentioned to surrender themselves within a limited time, and in case of failure, offering a reward to any person or persons who shall apprehend and bring to Justice such offenders.

The Bill to amend an act entituled "an act for levying a tax on the County of Northampton for repairing the public buildings thereof, and to appoint and empower Commissioners for that purpose"; and

The Bill directing the mode of proceeding aginst the real Estates of deceased Debtors, where the personal estate is insufficient for the payment of debts. Respectively endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read were passed the third time and sent to the House of Commons.

Recd. also, the bill to amend an act entituled "an act for altering the time of holding the annual elections and annual assemblies and directing the manner of electing annual Officers for the succeeding year"; and

The Bill for obtaining an accurate account of the Militia service during the late war, in order that the claims of this State upon the

United States may be ascertained. Each endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read were passed the third time and sent to the House of Commons.

On motion, ordered that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We consent that the General Assembly ballot this evening at 4 of the clock for one Delegate and three Councillors, as by you proposed. At the request of Mr. Walters his name is withdrawn from the nomination for Delegates. Mr. Gallaway and Mr. Skinner will, on the part of this House, superintend the Balloting.

Recd. from the House of Commons the bill for levying a tax in the Counties of Hillsborough and Salisbury Districts for the repairs of the District Buildings in the towns of Hillsborough and Salisbury and directing the method of calling to account all Commissioners of public buildings heretofore or hereafter to be appointed. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the second time and ordered to be engrossed.

On motion, ordered that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

We propose that the estimate of allowance to the members of the present Assembly be made up to Thursday next, inclusive, at the rate of sixteen shillings per day.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

Mr. Payne and Mr. Wilson attend to receive the ballots from the members of the Senate, agreeable to the vote of both Houses this day agreed upon. The members being called delivered in the ballots accordingly.

Recd. also, the following bills, to-wit:

The Bill to empower the County Court of Wayne to lay a tax for two years for the purpose of finishing and compleating the Court House, Prison and Stocks and for defraying the Contingent charges of said County.

The Bill for the more ready and effectual execution of process is-

suing from the several Courts of Law and Equity, in cases where the sheriff or Coroner may be resisted and the power of the County should be found insufficient for the purpose.

The bill for laying a tax in the Town of Wilmington for the better Government thereof and for the Election of Commissioners for the succeeding year.

The Bill for altering the oath of allegiance and the Oaths and Affirmation of Fidelity.

The Bill to enable Benjamin Blount of Tyrrell County, Trustee to Thomas Bogg, to sue for and recover for and to the use and uses of the children of the said Thomas Bogg all debts due and owing to the said Thomas Bogg, and all other things in action which the said Thomas Bogg might have lawfully sued for and recovered.

The Bill to prevent Horse Stealing; and

The Bill to secure the property of Elizabeth Bonner, in the hands of Trustees. Respectively endorsed, read the second time, amended and passed.

Ordered that these bills be read, which being read were each of them passed the second time and ordered to be engrossed.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

This House agree to the proposition of the Senate relative to making out the estimate in every respect.

Recd. from the House of Commons the Bill to describe and ascertain such persons who owed allegiance to this State, and to impose certain disqualifications on certain persons therein described. Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was passd the second time and ordered to be engrossed.

Recd. also a resolution of the House of Commons appointing Matthew O'Malley Vendue Master for the town Edenton, which being read was concurred with and returned.

Recd. from the House of Commons the following bills, to-wit:

The Bill for empowering the County Courts of Warren and Franklin to levy a further tax on the Inhabitants of said Counties for defraying the expence of building the Court House, Prison and Stocks.

The Bill to establish the town of Morgan and to direct the building a Court House and Prison in the same for the District of Morgan.

The Bill to relase James Underwood and Job Ward from the forfeiture of a Recognizance entered into for the appearance of a certain Daniel Campbell before the Superior Court of Hillsborough District and from a Judgment given upon the said Forfeiture. And

The Bill to amend an act entituled "an act for laying a tax on every hundred pounds value of taxable property in the District of New Bern for repairing the Gaol of the District. Respectively endorsed, read the third time and passed.

Ordered that these bills be read, which being read were passed the third time by this House.

Mr. Gallaway and Mr. Skinner, from the joint balloting for one of the delegation from this State to Congress, and for three members of the Council of State, reported as followeth, vizt:

That having closed the balloting on summing up the scrolls it appeared, that the Honourable Richard Dobbs Spaight, Esquire, was chosen one of the Delegates to represent this State in the Congress of the United States by a large majority of the votes of both Houses of the General Assembly. And that Abraham Shepperd, Robert Burton and Thomas Eaton, Esquires, were elected members of the Council of State.

The House taking this report into consideration resolved, that they do concur therewith.

Adjourned till to-morrow morning 9 o'clock.

TUESDAY, November 23, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the following bills, to-wit:

The Bill for extending the dividing line between the counties of Hyde and Tyrrell; and

The Bill to establish the principal streets and squares of Fayetteville as laid down in a plan of the said Town by Commissioners appointed by an act passed at Hillsborough the eighteenth day of April, in the seventh year of the Independence of this State, entituled "an act for appointing the several persons therein named to lay out the streets in upper Campbelton in Cumberland County and for the future regulation of the said town, and giving a further time for saving Lotts in the lower town, and for altering the name of Campbelton to Fayetteville. Each endorsed, read the third time, amended and passed.

Ordered that these bills be read, which being read were passed the third time by this House.

Recd. also, the report of the Committee to whom was referred the settlement of the accounts of Mr. Drury Gee, late sheriff of Northampton, on the accounts of the said Mr. Gee. Recd. at the same time the report of this Committee on the Petition of General Jones. Each endorsed, read and concurred with, which being read, were concurred with and returned.

Recd. from the House of Comons the Bill to compel the Commissioners of Ports Bath, Beaufort and Roanoke to remove Pilots who refuse to take Branches off the public ground on Ocracoke Island and to empower said Commissioners to employ other persons to act as Pilots at Ocracoke Inlet. Endorsed, read the third time and passed.

Ordered that this bill be read, which being read was rejected.

Recd. also, the additional Bill to amend an act entituled "an act for purchasing a Lot or Lots in the town of Wilmington for the purpose of building a Gaol for the District of Wilmington & other purposes," passed at Hillsborough in the year 1783; and an act entituled "an act to amend an act entituled an act for purchasing a Lot or Lots in the town of Wilmington for the purpose of building a Jail for the District of Wilmington & other purposes, and for repairing the Court House of the said District, passed at Hillsborough last Assembly.

The Bill to alter the time of holding the several County Courts of Pleas and Quarter Sessions therein mentioned, and for appointing a Vendue Master in the town of Edenton; and

The Bill to empower the County Courts of Pleas and Quarter Sessions of the several Counties in this State, to order the laying out public Roads and to establish and settle ferries, and to appoint where Bridges shall be built and to clear inland rivers and creeks. The first endorsed, read the third time and passed, and the other two, read the third time, amended and passed.

Ordered that these bills be read, which being read, the one first mentioned was passed the third time by this House, and the other two being amended, by consent of the House of Commons, were passed the third time and ordered to be again engrossed.

Recd. likewise the bill to limit the time of the continuance of the several Boards of Auditors in this State, and of the Board for settling and liquidating the accounts of the Continental Officers and Sol-

diers, to a certain period, and to empower the Treasurer to pay out of the tax for the year 1784 the money which was to have been paid agreeable to an act of Assembly passed at Hillsborough in June last. Endorsed, read the third time, amended and passed.

Ordered that this bill be read, which being read was passed the third time and ordered to be again engrossed.

Recd. also, the bill to explain, amend and supply the deficiencies of an act passed last Assembly at Hillsborough, entituled "an act to regulate the descent of real estates, to do away Entails, to make provision for widows and to prevent Frauds in the Execution of last Wills and Testaments, & for directing how deeds of gifts and Bills of sales of Slaves shall be executed, authenticated and perpetuated." Endorsed, read the third time, amended and passed.

Ordered that this bill be read, which being read was amended, by consent of the House of Commons, passed the third time and ordered to be again engrossed.

Read the account of Benjamin Exum, Esquire, Treasurer of New Bern District for expenditures in attending the late Assemblies, &c.; whereupon,

Resolved, that Benjamin Exum, Esquire, be allowed the sum of one hundred and two pounds, sixteen shillings current money of the State in full for his attendance as Treasurer on the late Assemblies, and other services, as per his account rendered, that the Treasurer pay him the same and be allowed therefor in the settlement of his accounts with the public.

Ordered that this resolve be sent to the House of Commons for their concurrence.

Recd. from the House of Commons the resolve of this House appointing a Brigadier General of the Militia for the District of Hillsborough, and the resolve appointing a Brigadier General for the District of Washington, and requesting his Excellency the Governor, to issue a Proclamation as therein mentioned. Respectively endorsed, read and concurred with.

Mr. Skinner from the Committee appointed to receive the old Dollar Bills belonging to the Public from the respective Treasurers, reported as follows, to-wit:

Agreeable to a resolve of both Houses directing the Committee appointed to receive the old Dollar Bills from the different Treasurers,

to receive also from the Treasurer all the money of the present circulating currency which they may have in their hands that is so much worn as to render it unfit to remain in circulation. The Committee report:

That they have received from Memucan Hunt, Esquire, the sum of thirty-one pounds ten shillings, and from Benjamin Exum, Esquire, the sum of nine pounds, eleven shillings and six pence; amounting in the whole to forty-one pounds, one shilling and six pence, and have caused the same to be burned and destroyed.

B. McCULLOCK,
JOHN SKINNER.

The House taking this report into consideration, resolved, that they do concur therewith, and ordered that it be sent to the House of Commons.

Read the Petition of Henry Emanuel Lutterloh, which was, on motion, referred to the Committee to which was referred the Petition of Mr. Thomas Davis and ordered to be sent to the House of Commons.

On motion, agreed that Mr. Boritz be added to the Committee to whom was referred the Petition of Mr. Thomas Davis and that the House of Commons have notice hereof.

Colonel Owen from the Committee of Propositions and Grievances, delivered in the following reports, vizt:

The Committee having considered the claim of Mr. Thomas Scurlock, Assistant Commissary, it appears there is a balance due him of two hundred and seventy-four pounds, seventeen shillings and four pence for his services for the term of eighteen months at 40 Dollars per month, after deducting the sum of 13 shillings 8 pence.

All which is submitted.

THOMAS OWEN, Ch.

The Committee considered the claim of Mr. William Borden and recommend that the Board of Auditors liquidate and grant a certificate for the same.

The Committee have reconsidered the claim of Mr. Yancey and are of opinion it is just and ought to be allowed.

The Committee having considered the claim of Young Burt who was wounded in the Militia service and only prays the allowance of

his doctor's bill, which amount as it stands stated to thirty-three pounds, six shillings and eight pence, which your Committee humbly concur is just and ought to be allowed.

The Committee have considered the claim of Jesse Croom and are of opinion that it be referred to a Board of Auditors to be adjusted and that a certificate issue for the same.

The Committee have considered the claim of Osborne Jeffreys and are of opinion that it be referred to a Board of Auditors to be liquidated & that they issue a certificate for the same.

The Committee having considered the Petition of John Haley are of opinion it be rejected, as your Committee conceive that Mr. Haley only executed his duty as a good citizen, as they know of no reward offered for apprehending said Bryant.

The Committee having considered the Petition of William King are of opinion that it be rejected, as they do not conceive his case to be considered in another light from those Gentlemen who have furnished the army with Provision. They are put off with a Certificate and we humbly conceive that Mr. King shall share the same fate.

The Committee have considered the claim of Joseph Boon and direct that it be referred to the Board of Auditors for New Bern District.

The Committee have duly enquired into the claims of William Moore & Philip Thomas who were wounded in the action of Eutaw, We find after deducting all just credits there remains a balance of nineteen Barrels of corn due to William Moore and fifteen barrels of Corn due to Philip Thomas, we are of opinion that each of the above mentioned soldiers be granted an order on the Treasurer for their respective amounts at the rate of Fifteen Shillings per Barrel.

Your Committee to whom the Petition of Richard Cogdell, Esquire, was referred are of opinion that he be allowed the sum of thirty pounds for his extra services done in the Treasurers Department and that the Treasurer be directed to pay the same.

The Committee have considered the Petition of William Boritz, relative to a negro slave who was executed, as was made appear to the Committee, and are of opinion that said Boritz be allowed eighty pounds for said negro.

The Committee reject the Petition of Jacob Sikes for the want of information.

The Committee have considered the Petition of John McCoy and are of opinion that he be allowed the sum of twenty-eight pounds and that an order be granted on the Treasurer for the same.

The Committee have considered the Petition of Edward Pearsall and are of opinion such claims ought to be determined by the House.

Your Committee are of opinion that by the Checks of loan Office Certificates in the hands of Mr. John Green that Andrew Bass, Esq., has delivered into the office the sum of three thousand, six hundred Dollars, for which he recd. certificates from Mr. Green, and it appears by the testimony of sundry persons that the enemies of the United States took the whole of the certificates from the said Bass, except one for six hundred Dollars. Your Committee are further of opinion that Andrew Bass be allowed his account for furnishing beef Cattle for the public use and that the said Bass be directed to the Board of Auditors in the District of New Bern for certificates for the same.

The Committee have considered the account of William Graham and are of opinion that he be allowed as per vouchers, agreeable to the scale of depreciation.

The Committee are of opinion that the claim of Sampson Mosley be rejected, as he has a certificate for it already.

Your Committee are of opinion that William Schaw, of Wayne County, be allowed the sum of ten pounds for the year 1784, & that he be granted a warrant on the Treasury for the same.

The Committee are of opinion that William Moore, a wounded Soldier, be allowed for the years 1783 and 1784 the sum of twenty-four pounds; and that Philip Thomas, an invalid, be allowed the sum of Twelve pounds for the said years.

All which is submitted.

THO. OWEN, Ch.

The House taking the foregoing reports into consideration, resolved, that they do concur therewith, and ordered that they be sent to the House of Commons.

Recd. from the House of Commons the resolution of this House in favour of Benjamin Exum, Treasurer of New Bern District. Endorsed, read and concurred with.

Recd. also, the following bills, to-wit:

The Bill for removing the public Buildings of Mecklenburg Coun-

ty from Charlotte to the Center of said County, appointing Commissioners to find said Center and to superinted the erecting a Court House, Prison and Stocks as near said center as convenience will permit, & altering the mode of annual elections in said County.

The Bill to remove all disabilities from Simon Cleary and others therein mentioned.

The Bill for the encouragement of learning in the District of Salisbury.

The Bill to amend an act entituled "an act for dividing the County of Cumberland passed at Hillsborough last General Assembly, and to confirm the proceedings of the Justices of Moore County and to alter the times of holding the Courts of the said County."

The Bill to supply the loss of a patent for a certain tract of land lying in Currituck County granted to Richard Cummingforth.

The Bill to prevent Horse Stealing.

The Bill to empower the County Court of Wayne to lay a tax annually for the purpose of finishing and compleating the Court House, Prison and Stocks and for defraying the contingent charges of said County; and

The Bill for appointing County Commissioners for taking affidavits in causes of Law and Equity. Each endorsed, read the third time and passed.

Ordered that these bills be read, which being read were respectively passed the third time by this House.

Recd. likewise the following bills, to-wit:

The Bill to describe and ascertain certain persons who owed allegiance to this State and to impose certain disqualifications on certain persons therein described; and

The Bill for the more regular collecting, payment of and accounting for the public taxes. Each endorsed, read the third time, amended and passed.

Ordered that these bills be read, which being read were amended, by consent of the House of Commons, passed the third time and ordered to be again engrossed.

Recd. from the House of Commons the following bills, vizt:

The Bill to prevent unjust appeals and to empower the County Courts in this State to provide for the safe keeping of the Estates of Idiots and Lunatics; and

The Bill for repealing part of an act passed at New Bern in November, 1777, entituled "an act to regulate and ascertain the Fees of Clerks in the Superior and County Courts, Justices of the Peace and Attornies in this State and directing the method of paying the same"; also part of an act passed at Halifax in January, 1779, also entituled "an act to ascertain the Fees of Clerks in the Superior and County Courts, Justices of the Peace and Attornies in this State." Each endorsed, read the second time and passed.

Ordered that these bills be read, which being read were passed the third time and returned.

Adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, November 24, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons the following message:

Mr. Speaker and Gentlemen:

This House request the Senate to resume the consideration of the recommendations of certain County Courts in favour of Militia Soldiers wounded in the service of this State, which were made agreeable to an act of the last General Assembly, and concurred with by this House, and take order thereon.

On motion, the House resumed the consideration of the recommendation of Wayne County Court in favour of Mary Revell, relict of John Revell; in favour of Benjamin Boyt, an invalid; and in favour of Nancy Langston, widow; whereupon, agreed, that these recommendations be respectively concurred in and that the Speaker of the House sign them agreeable to Law.

The House also resumed the consideration of the recommendation of Rowan County Court in favour of Joseph Wasson; whereupon, ordered, that the same be signed agreeable to Law.

The House likewise resumed the consideration of the Resolution of the House of Commons of the 10th Inst., in favour of Isaac Reed, Moses Griffin and Benjamin Clash; whereupon, resolved, that it be concurred with and returned.

Recd. from the House of Commons the resignation of Joseph Riddick, of Gates County, Zedekiah Stone, of Bertie County, and of Matthew William Wynns, of Bertie County, of their appointment of

Justices of the Peace. Endorsed, read and accepted, which being read was accepted by this House.

Mr. Hill, from the Committee, delivered in the following report, to-wit:

Your Committee, to whom was referred the representation of William Boritz, Esquire, having taken under consideration the original Contract entered into between the Commissioners of the United States and Messrs. Rey and Brandenbourg, Merchants of Cadiz, report,

That by said original contract it appeared that Messrs. Rey and Brandenbourg were to have delivered 6,500 Quintals of Iron Cannon to the United States, and in payment for the same, were to have received within three Calendar Months, after the delivery thereof, the quantity of 9,750 Quintals of Tobacco; and on failure of such payment there should be paid to the said Rey & Brandenbourg at the rate of fifty Quintals of Tobacco for each month as the expences and damages arising from such delay.

And it further appears to your Committee that 2,300 Quintals of said Cannon have been delivered to this and the State of Virginia, and that the said Rey and Brandenbourg, by their agent, have received the quantity of 172,500 lbs of tobacco in payment of the one half of the said Cannon delivered the State of Virginia, and have likewise received the quantity of 84,915 lbs of Tobacco in part payment of this State's quota of the Cannon delivered which leaves a balance of 87,585 lbs still due them.

And it further appears to your Committee that the quantity of 1,769 lbs of Tobacco per month is due for the expences and damages arising from the delay of payment, being the proportion of damage that the quantity delivered bears to the quantity contracted for, and that this State is subject to the payment of such monthly damages until the whole is discharged, as the Expences arising from such delay of payment is the ground of the damages, and as the failure is on the part of this State alone; It is the opinion of your Committee that the quantity of 87,585 lbs of Tobacco is due, as before stated, as the principal sum and that the quantity of 106,144 lbs Tobacco is likewise due for damages to this time, making in the whole 193,725 lbs of Tobacco; which being estimated at six dollars per hundred weight will amount to £4,694 8 0, for which sum your Comit-

tee recommend that His Excellency the Governor, be directed to issue Warrants on the Treasurer, with interest thereon till paid, in favour of said William Boritz as Agent of said Rey and Brandenbourg, which sum when received shall be considered as in full for the demand of said Messrs. Rey and Brandenbourg by virtue of the said contract.

WHITMILL HILL, Ch.

The House taking this report into consideration, resolved, that they do concur therewith and ordered that it be sent to the House of Commons.

Received from the House of Commons the Petition of Henry Emanuel Lutterloh. Endorsed, read and referred as by the Senate.

Read the recommendation of Wilkes County Court in favour of the Orphans of Daniel Sisk, whereupon,

Resolved, that the orphans of Daniel Sisk, who was killed in the battle of King's Mountain, be allowed the sum of fifteen pounds to be deposited in the hands of Gabriel Loving, their Guardian, and by him applied towards their support and maintenance.

Ordered that this resolve be sent to the House of Commons for their concurrence.

Recd. from the House of Commons the Recomendations of Wayne County Court in favour of Benjamin Boyt, and the recommendation of Wilkes County in favour of Rachel Bicknell and Elizabeth Thrasher, all countersigned by the speaker of that House.

Recd. likewise, the bill for the more ready and effectual Execution of process issuing from the several Courts of Law and Equity in cases where the Sheriff or Coroner may be resisted and the Power of the County should be found insufficient for the purpose.

The Bill for altering the oath of allegiance and the oath and affirmation of Fidelity.

The Bill to enable Benjamin Blount, of Tyrrell County, Trustee to Thomas Bogg to sue for and recover to the use and uses of the children of the said Thomas Bogg, all debts due and owing to the said Thomas Bogg and all other things in action, which the said Thomas Bogg might have lawfully sued for and recovered.

The Bill to secure the property of Elizabeth Bonner in the hands of Trustees.

The Bill for dividing the District of Morgan; and

The Bill to prevent issuing grants for lands on the Western Waters to such as have paid for the entry thereof in Counterfeit certificates, and until the Surveyor's Fees shall be paid, and making provision for those who may have entered Lands previously located by others. Respectively endorsed, read the third time and passed, except the two last, which were endorsed, read the third time, amended and passed.

Ordered that these bills be read, which being read were passed the third time by this House, without amendment, except the two last mentioned, which were further amended by consent of the House of Commons & ordered to be again engrossed.

Received from the House of Comons the Resolution of this House in favour of the Orphans of Daniel Sisk. Endorsed, read and concurred with.

Adjourned till to-morrow morning 9 o'clock.

THURSDAY, November 25, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons:

The report of the Committee appointed to receive and burn the old Dollar bills, &c. Endorsed, read and concurred with.

The Recommendation of Lincoln Court in favour of Rachel Mattox. Endorsed and signed by the Speaker of the Commons, which being read, was countersigned by the Speaker of this House and returned.

Recd. likewise, the report of the Committee on the accounts of Dr. Joseph Blyth. Endorsed, read and concurred with, which being read was concurred with by this House and returned.

Recd. from the House of Commons the following reports, vizt:

The report on the claim of Thomas Scurlock.

Ditto on the Claim of William Borden.

Ditto on the Claim of Thornton Yancey, Esquire.

Ditto on the Claim of Young Burt.

Ditto on the Claim of Jesse Croom.

Ditto on the Claim of Osborne Jeffreys.

Ditto on the Claim of John Haley.

Ditto on the Claim of Joseph Boon.

Ditto on the Claim of William Moore and Philip Thomas. Respectively endorsed, read and concurred with.

Whereas, by the late division of Duplin County the old public buildings are become useless, being near the dividing line of said County; and whereas, sundry debts are due for supporting the poor of the County as the same stood undivided;

Resolved, therefore, that Robert Dickson, Thomas Routledge and Joseph Dixon be and they are hereby appointed Commissioners to sell one acre of public ground with the Court House and Prison at six months credit, first giving thirty days public notice; and to make a deed or conveyance to the Purchaser, and the monies arising to be appropriated to the discharge of the debts due for supporting the poor of said County, and to no other purpose whatsoever.

Ordered that this Resolve be sent to the House of Commons for their concurrence.

Col. Long from the Committee to whom was referred the Petition of Henry Emanuel Lutterloh, delivered in a report, which being read and debated was, on motion, rejected.

Recd. from the House of Commons a Resolution of that body relative to the Estimate of the Civil List, incidental and Continental charges of the expence of 1784, which being read was concurred with and returned.

Recd. also, the Bill to establish in the towns of Edenton, Washington, New Bern and Wilmington, Courts for the speedy decision of Mercantile Transactions with Foreigners & transient persons and of Maritime Affairs. Endorsed, read the third time, amended and passed.

Ordered that this bill be read, which being read was passed the third time by this House.

Recd. likewise, the bill to amend an act of Assembly passed at Hillsborough in June, 1784, entituled "an act for levying certain duties & all foreign Merchandize imported into this State in aid of the public finances & directing the mode of collecting the same," and also to amend one other act passed in the same year entituled "an act to prevent the Exportation of unmerchantable Commodities," and also to amend one other act of Assembly passed in May, 1783, entituled "an act for facilitating the navigation and regulating the pilotage of the several ports in this State." Endorsed, read the second time, amended and passed.

Ordered that this bill be read, which being read was amended, passed the third time and sent to the House of Commons.

Recd. from the House of Commons the report of the Committee to whom was referred the Representation of William Boritz, Esquire. Endorsed, read and concurred with.

Recd. also, the reports of the Committee on the Petition of Richard Cogdell, on the Petition of William Boritz, on the Petition of Jacob Sikes, on the Petition of John McCoy, on the Petitions of William Moore and Philip Thomas, on the Petition of Edward Pearsall, on the Petition of Andrew Bass, on the Claim of Andrew Bass, on the account of William Graham, on the claim of Sampson Moseley and on the Petition of William Schaw. Respectively endorsed, read and concurred with.

Recd. from the House of Commons the resignation of William Tisdale, Esquire, as Justice of the Peace for Craven County. Endorsed, read and accepted, which being read was accepted by this House and returned.

On motion, of Mr. Gallaway, Resolved, that the Comptroller be directed to call on all persons who have acted as Clothiers for this State, to lay before him their accounts of all and every article by them recd. by virtue of their said offices with the expenditure and distribution of the same, and that the said Comptroller raise accounts against all persons who have received any article from the aforesaid clothiers, crediting the officers for so much as was allowed by this State as a Gratuity Suit, most of which they received in South Carolina; and resolved further, that Copies of the said accounts be lodged, as soon as may be, by the Comptroller in the Office of the Paymaster General, that the balance due the State on said accounts be deducted from the pay of the Officers so indebted, and that this State have credit for the same in their accounts with the United States.

Ordered that this resolve be sent to the House of Commons for their concurrence.

On motion of Mr. Gallaway, the House resumed the consideration of the Resolution of the House of Commons of the 18th Inst., relative to the Collector of the Imposts for Port Bath having declined to receive the Impost on articles of the growth or manufacture of the

United States; which being again read was concurred with and returned.

On motion of Mr. Gallaway, Resolved, that the Comptroller be directed to pay to the Commissioner appointed to liquidate & settle the accounts of this State with the United States all sums of Continental money which he has or may receive in his Office, and that the amount be placed to the credit of this State in Settlement of our accounts. Ordered to be sent for concurrence.

Recd. from the House of Commons a message informing of their having rejected the bill impowering the Governor to issue a Proclamation requiring John Bass, and others therein named, to surrender themselves.

Recd. also, the bill to ascertain the number of White and Black Inhabitants and the Citizens of every age and condition in this State. Endorsed, read the third time, amended and passed.

Ordered that this bill be read, which being read was passed the third time and ordered to be engrossed.

Recd. from the House of Commons the resolution of this House respecting the public buildings of Duplin County as it stood, undivided. Endorsed, read and concurred with.

Recd. also the following message:

Mr. Speaker and Gentlemen:

We propose to ballot immediately for an assistant Judge to the Court established over the Mountains and put in nomination Mr. David Campbell. Mr. Payne and Mr. Wilson are appointed to conduct the balloting on the part of this House.

Ordered that Mr. Skinner and Mr. Armstrong conduct this balloting on the part of this House and that the following message be sent to the House of Commons:

Mr. Speaker and Gentlemen:

This House agree to ballot immediately for an assistant Judge of the Court established over the Mountains and nominate the same gentlemen as by you proposed. Mr. Skinner and Mr. Armstrong will, on the part of this House, superintend the balloting.

Recd. from the House of Commons the bill directing the sale of confiscated property. Endorsed, read the third time, amended and passed.

Ordered that this bill be read, which being read was amended, by consent of the House of Commons, passed the third time and ordered to be again engrossed.

On reading this bill a motion was made by General Jones, that the following clause, which had been inserted therein by the House of Commons as an amendment and which respected the payment of confiscated debts should be deled, vizt: *"And be it further enacted by the authority aforesaid, that in payment of the aforesaid Debts, Specie, Specie Certificates or Currency of the State shall be received."* This being objected to the question was put and carried in the affirmative, to-wit: that this clause should be deled; when, on motion of Mr. Macon, ordered that the yeas and nays be taken on this question, which were as follows, to-wit: for deleing this clause, Messrs. Warrington, Smaw, John Armstrong, John Williams, Skinner, Gillispie, Clinton, Owen, Ramsey, Gallaway, Boritz, Gen. Jones, Hill, Taylor, Parsons, Walters and General McDowell.—17. Against deleing this clause and for retaining it as part of the bill: Messrs. Abram Jones, Long, Harget, Johnston, Relf, McCawley, Macon, Moring, Ben Williams, Lenoir, Harris and Miller.—12. So the clause was deled.

Recd. from the House of Commons the Resolve of this House relative to such persons who have acted as Clothiers for this State; and the resolve respecting the Comptroller General's paying to the Commissioner appointed to liquidate and settle the accounts of this State with the United States, all such sums of Continental money which he has or may receive in his office. Each endorsed, read and concurred with.

Mr. Skinner and Mr. Armstrong, from the Committee appointed to superintend the joint balloting for an assistant Judge of the Court established in the district of Washington, reported, that having, pursuant to the order of the House, attended the balloting for the purpose aforesaid, on summing up the ballot it appeared that David Campbell, Esquire, was elected assistant Judge of the said Court by a Majority of the votes of both Houses.

The House taking this report into consideration, resolved, that they do concur therewith.

Recd. from the House of Commons the report of the Committee to whom was referred the settlement of the accounts of Mr. Drury

Gee, late Sheriff of Northampton County; on the account of John Taylor, Esquire, late Auditor for this State; on the Memorial of Henry Guthrie; on the Petition and acounts of John Penn, Esquire; on the accounts of the Honourable John Williams, Esquire, late a delegate from this State in Congress, and on the accounts of the Honourable Samuel Ashe, Samuel Spencer and John Wiliams, Esquires, Judges of the Superior Court of Law and Equity. Respectively endorsed, read and concurred with.

Ordered that these reports be read, which being read, were respectively concurred with and returned.

Adjourned till to-morrow morning 9 o'clock.

FRIDAY, November 26, 1784.

The Senate met according to adjournment.

Recd. from the House of Commons a resolution of that body of the 25th Inst., respecting Rice Bass, John Bass, Thomas Bass and others, which being read was concurred with and returned.

Recd. likewise, the resolve of this House of the 11th Inst., respecting His Excellency the Governor's carrying into effect the Act of Assembly passed in April, 1783, relative to the Cherokee Indians. Endorsed, November 26th, 1784, read and concurred with.

On motion, resolved unanimously, that the thanks of this House be given to the Honourable Richard Caswell, Esquire, for his upright and unremitting attention as Speaker, to the public business during the long session.

Resolved also, that this resolution be entered on the Journals of this House.

The several bills passed into Laws this session by a final reading in both Houses, were now called for and ratified; which being done, Resolved, that the Honourable the Speaker, sign the Journal of this House as the acts of the Senate and that the clerk attest the same.

On motion the House adjourned till the first Monday in November next, then to meet agreeable to the vote of the General Assembly at New Bern.

R. CASWELL, Speaker.

By order,

J. HAYWOOD, Clerk.

HOUSE JOURNAL---APRIL 1784.

(THE FIRST PAGES SEEM TO BE MISSING.)

Richmond, John Speed.
Surry, William T. Lewis.
Sullivan,
Tyrrell, Benjamin Spruell and Everard Stubbs.
Washington, Charles Robertson and Langdon Carter.
Wayne, Benjamin Sherrod and William Alford.
Wake, James Hinton and Nathaniel Jones.
Wilkes, William Lenoir and Jesse Franklin.
Warren, Benjamin Hawkins and James Payne.
Town of Hillsborough, Archibald Lytle.
Edenton, William Cumming.
Halifax, Henry Montfort.
New Bern, John Sitgreaves.
Wilmington, Archibald Maclaine.
Salisbury,

Pursuant to which the following members appeared, were qualified by taking the Oaths of Law appointed for the qualification of members of the General Assembly, subscribed the same and took their seats, vizt.:

Messrs. Thomas Alderson,
Joseph Ferebee,
Francis Lucas,
David Flowers,
Samuel Cain,
Andrew Oliver,
Zedekiah Stone,
Jacob Leonard,
Thomas Benbury,
John Herritage,
Michael Payne,
Enoch Sawyer,
Thomas Gray,
Benjamin Jones,
William Clark,

Messrs. William Cumming,
Archd. Maclaine,
William Alford,
——— Robertson,
——— White,
Isaac Sessums,
John Eborn,
Phill Hawkins,
Thos. Sherrod,
Richard Ransom,
Benjamin McCullock,
William Randal,
Nathan Mayo,
William Hill,
Thomas Person,

Messrs. James Gillispie,	Messrs. James McDonald,
Henry Montfort,	Joshua Grist,
Howell Edmunds,	John Sloan,
William Pickett,	William Kendal,
John Butler,	William Hooper,
Richard Moy,	Langdon Carter,
John Jordan,	Wiliam Lenoir,
Charles Robertson,	Nathl. Jones,
Thomas Harvey,	Benj. Sherrod,
John Skinner,	Jesse Franklin,
Micajah Thomas,	James Emmet,
Demsey Conner,	John Sitgreaves,
Robert Riddick,	Timothy Bloodworth,
George H. Barringer,	Henry Montfort,
Joseph Robins,	Archd. Lytle,
Benjamin Spruell,	Benj. Hawkins.

Mr. Hooper proposed for Speaker the Honorable Thomas Benbury, Esq., who was unanimously chosen and conducted to the chair accordingly.

On motion, John Hunt was appointed Clerk.

John Haywood asst.; at the same time ——— Mally and Peter Goodin were appointed Doorkeepers.

Mr. Maclaine moved for leave to enter his protest against the appointment of the Clerks, alleging that in accordance with Parliamentary rules they were officers from a former appointment. Ordered that he have leave accordingly.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate is formed and ready to proceed on the business of Legislation.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House is also formed and ready to proceed to public business.

Ordered that a special return of the sheriff of New Hanover County of members to serve in this House be referred to a Committee of Privileges and Elections, who are to report upon this as well as

all other doubtful cases respecting elections that may arise during this session, and that Mr. Maclaine, Mr. Benj. Hawkins, Mr. Phil Hawkins, Mr. Thomas Gray, Mr. William Cumming, Mr. Thos. Person & Genl. Butler be a Committee for the aforesaid purposes.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the address which accompanies this be presented His Excellency the Governor, and appoint on the part of this House Mr. Willie Jones & Mr. Coor to attend with the same.

The Address being read the House concurred therewith & appointed Mr. Hooper and Col. Lytle to attend on their part with the same.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree to the message proposed by you to be presented His Excellency & have appointed Mr. Hooper and Col. Lytle to attend him with the same on our parts.

Resolved, that the following rules of Decorum be observed during the present Session of Assembly.

1. That no person shall pass between the Speaker and the person then speaking.

2. That no member shall be allowed to speak but in his place and after rising and addressing himself to the Speaker shall not proceed until permitted by the Speaker's calling him by name.

3. That no person shall stand up or disturb another while he is speaking.

4. That no member shall come into the House or move from one place to another with his hat on.

5. That no member shall speak more than twice to one question upon any debate without leave except in a Committee of the whole House.

6. The Speaker ought to be heard without interruption and when he rises the member shall sit down.

7. That no person shall be called on for any words of heat but on the day on which they were spoken.

8. Whenever the members are equally divided the Speaker shall determine the question but not vote upon any other occasion.

9. That no member shall depart the service of the House without leave.

10. No question shall be put on any question made, unless the same be seconded.

11. When two or more members are up together the Speaker shall determine who rose first.

12. Whenever the House shall be divided on a question, two tellers shall be appointed to number the members on each side.

13. Whoever violates any of the above rules shall receive such censure as the House shall direct.

Read the Memorial of William Skinner, Esq. Ordered that the same be referred for consideration.

The House adjourned till to-morrow morning 10 o'clock.

TUESDAY, April 20, 1784.

The House met according to adjournment.

The returning officer for the county of Johnston certified that Samuel Smith and Arthur Bryan, Esqs., were duly elected to represent said County in this House, whereupon, they appeared, qualified and took their seats accordingly.

William Blount, one of the members for Craven County, John Sheppard, one of the members for Dobbs, James Payne, one of the members for Warren, and James Hinton, one of the members for Wake County, appeared, qualified & took their seats accordingly.

Received from His Excellency the Governor, the following message:

Gentlemen:

I propose to do myself the honor to wait on your Honorable body with the public dispatches & communicate in the usual way those matters I have to lay before you at such time and place as you will please to appoint.

ALEX. MARTIN.

Also the following message:

To the Honl. General Assembly:

Gentlemen,

I send you herewith the resignation of Timothy Bloodworth, Esquire, Superintendant Commissioner of Confiscated Estates in the District of Wilmington:

Ordered that the following message be sent to the Senate:

Mr. Speaker, &c.

We send herewith a message from His Excellency the Governor, proposing a meeting of both Houses of the Assembly in order to receive from him such public dispatches as he may have to lay before them in answer to which we propose that the following message be sent him.

To His Excellency Alex. Martin, Esq., Gov., &c.:

Sir,

The General Assembly have received your Excellency's message of this day and think it unnecessary to trouble your Excellency with the communication of the public dispatches in person but are ready to receive them when your Excellency thinks proper.

Resolved, that Col. Lytle, Mr. Bloodworth, Mr. Sawyer, Mr. John Skinner & Mr. Payne be a Committee to act in conjunction with such Gentlemen as the Senate may appoint to receive of the Treasurers the Old State Currency.

Ordered that the following message be sent to the Senate:

Mr. Speaker, &c.

We have appointed Mr. Bloodworth, Mr. Enoch Sawyer, Col. Lytle, Mr. Skinner and Mr. Payne a Committee on the part of this House to receive with such Gentlemen as you may appoint, all such Sums of the old State Currency from the different Treasurers as they may now have in their hands & propose that the Treasurers be directed to pay all the Certificates & Continental Currency into the hands of the Comptroller.

The returning officer for the County of Sullivan certified that William Cage and David Looney were elected to represent said County in the House of Commons, whereupon, they appeared, qualified agreeable to Law & took their seats.

Mr. Thomas Brickell one of the members for Hertford County appeared, was qualified agreeable to Law & took his seat.

Ordered that the following message be sent to the Senate:

Mr. Speaker, &c.

We herewith send you a message from his Excellency accompanied with the resignation of Timothy Bloodworth, Esq., Superintendent Commissioner of Confiscated Property.

Recd. from the Senate the following message:

Mr. Speaker, &c.

The Senate approve of the message by you proposed to be presented to His Excellency the Governor in answer to the one received from him of this date and have caused that the same be signed and returned you herewith by Col. Williams & Genl. Gregory who on the part of this House will attend His Excellency with the same.

Ordered that Col. Hawkins and Mr. Payne attend on the part of this House His Excellency, with the message above alluded to.

Mr. Person, from the Committee of Privileges and Elections, reported as follows:

That from the return made by the Sheriff of New Hanover which appears well founded, John Moore was duly elected to represent said County.

THOS. PERSON, Ch.

The House taking the report into consideration concurred therewith, whereupon, Mr. John Moore appeared, qualified agreeable to Law & took his seat.

Mr. John Bonds one of the members for Nash County, and Mr. Daniel McKissick one of the members for Lincoln County, appeared, qualified agreeable to Law & took their seats.

Received from His Excellency the Governor the following message:

Gentlemen of the Honourable the General Assembly:

I am happy to meet so respectable a representation of the State at this important crisis, when objects of great national as well of internal concern are to employ your Councils, and attend your decisions, from the wisdom of which I have the highest confidence those establishments necessary for the interests of the United Empire and the prosperity of this State will be formed.

The several communications necessary for your information on this occasion I do myself the honor to lay before you; among which with great satisfaction I first present you with the Definitive Treaty concluded at Paris between His Britannic Majesty and the United States of America, by their respective Commissioners the third of September last, transmitted to me by the Secretary of Congress; By which under God, our Sovereignty and Independence is fully con-

firmed, a conflict with one of the first nations of Europe gloriously terminated and a Revolution produced, scarce equalled in the Annals of Mankind, by which we have also secured the inestimable blessings of Humanity, and the enjoyment of those domestic political blessings which contribute to render free men happy. A Recommendation from Congress pursuant to the tenor of the said Treaty accompanies the same which will require such attentive consideration suitable to its great importance.

With pleasure I communicate to you from the above authority a Treaty of Amity and Commerce concluded between His Majesty the King of Sweden and the United States the third day of April, 1783. The Alliance with this great Northern Power at the then situation of our affairs was somewhat unexpected, and becomes the more engaging and interesting as that Monarch with generous and princely affection for those States requests it may be known it was unsolicited by them.

This new friend to the American Republic, joined to her other illustrious allies, raises her to still higher importance and intitles her to rank among the most favored Nations of the Earth. The jealousy of Britain seems yet to be awake at these distinguished marks of friendship and respect we are honored with from her neighbours, still uneasy at our separation from her; she wishes by her commerce to accomplish what she failed by her arms, that we may become her tributaries. I lay before you a Proclamation of his Britannic Majesty in Council under the authority of His Parliament, restricting the American trade, to his West India Islands in British Vessels, a measure not only injurious to the commerce and navigation of the United States but highly derogatory to their national honor. An act of the honourable the Legislature of Virginia together with the communications of His Excellency the Governor of that State, and our Delegates in Congress on this subject, I submit to your deliberations urging the propriety and necessity of granting to Congress powers similar to those mentioned in said Act, or adopting such uniformity of measures as may be presented by the other States, that this great commercial wound be healed, in the mean while that you remove every obstacle in the way on our part, in cultivating Harmony and Good will between the two powers agreeable to the Spirit

of the late Treaty, and those principles of reciprocity, on which it is expressly founded.

I present you with a circular letter from His late Excellency Genral Washington which I am honored with for your deliberations and which he is pleased to signify may be considered his legacy to the States on his retirement to the Class of fellow Citizens after gaining the mighty objects of the revolution. The interesting matters therein contained evince the able Stateman in our late illustrious Commander, and demand your serious and particular notice, we must be sensible with him, that the powers delegated to Congress by the Confederation must be exercised and supported in the several States in their fullest extent to give life and vigour to the American Union, otherwise they become disjoined, feeble and inadequate to bring to a point the federal Government. Resolutions and Recommendations will be only the shadow of Treaty of power to which philosophers may indeed pay obedience when a practical coercive Government must bind the nation. Great wisdom hath been discovered in forming these new Commonwealths and connecting them under one common sovereignty in Congress, to whose constitutional authority if due submission be not yielded in regulating and directing the affairs of the United Republic a time may come, which God avert, when jealousies and Competitions may arise from restless ambition and feuds and factions rend the boasted knot too slender and too loosely tied, and thereby subject the scattered powers of the continent to the first Tyrant who will dare to seize them. The laws of Solon and Lycurgus are still revered, but Sparta, Athens and the other federated States, of ancient Greece long since have been no more; pride and ambition dissolved their union which during the continuance caused their enemies to tremble, from these sources sprang their intestine divisions by which they became a prey to a Conqueror whose more compacted strength and wiser councils, soon gave law to the world. The superstructure of the vast American republic is raised we trust on a firmer foundation in a land unknown to Alexander or Cæsar, it remains for time and experience to complete the building; the eyes of the world are on this new Phenomenon, wondering how the mighty work is so far accomplished; one of the apartments of this fabric is yours, the task will be to strengthen, ornament and finish what is so well designed under one

uniform appearance;otherwise rude, disjointed materials may weaken and disfiure the whole and one faulty pillar bring the goodly structure to the ground.

The important business of a continental revenue from this State was left undetermined in the last session of the Assembly. I am earnestly pressed by His Excellency the President and the Financier to urge the importance of this subject at your first meeting, and even to call you together at an earlier day than the present for this purpose. The weighty arguments contained in the Resolution of Congress, their addresses and other papers which I present you with, anticipate any further observations of mine on this Topic, but most earnestly to request your compliance with the Requisitions of that Honourable body, or form in your wisdom some other plan of supporting your part of the Continental credit, by which the national character of these States is to be supported at Home and respected abroad.

That the poor be relieved as much as possible in the business of Taxation it may not be improper to suggest that should you approve of the Imposts recommended by Congress in addition to the same a fund be raised for public exigencies from duties on our articles of produce in which the more opulent are concerned provided those States which cultivate the same articles accede to the measure and extend it to themselves. The defence of the State as well as the Union must now be placed in our Militia who being properly arranged might be very respectable, and answer all the purposes of a standing Army.

The boundary with our sister State of South Carolina claimed in our bill of rights is now a proper object for your consideration, to ascertain which with precision becomes daily more interesting. A Treaty was directed by an act of the last session to be held with the Cherokee Indians, to obtain a cession of their claim to certain lands in the Western Country within the chartered limit of the State, and that goods to a certain amount be bought and given them as compensation for the same. The difficulty of procuring proper goods hath retarded the business until now, which difficulty is removed, by the arrival of the purchased goods. The intentions of the Legislature, will be answered, as soon as they can be conveyed to the place of holding the Treaty.

The act of opening an Entry Office for the said lands seems to contain some ambiguities of expression which I submit to your pleasure for further explanation and amendment. The paper Emission of the last Assembly having the happy effect in discharging part of the pay of the Continental line of this State, to the great satisfaction of the officers and men and the public in general, permit me to propose the expediency of forming a sinking fund for collecting and destroying yearly or half yearly the same, that the whole may be called in at the period the Legislature have assured the public its existence will terminate, by which in the mean while a greater credit will be given to the residue of that Emission, which will continue in circulation to the time aforesaid. The trade and navigation of this Country is of lasting consequence, and require your immediate interposition and patronage. It is necessary our rivers be rendered more navigable, our roads opened and supported, by which the industrious planter may have his produce carried to market with more ease and convenience.

Thereby more merchants of opulence would be induced to settle in the State and open new resources of industry among our Inhabitants whose labors being fully compensated daily additions would be making to their respective wealth, in proportion to which the revenue of the State would be also increased. The Inspection laws have long been dormant; I beg leave to remind you of the necessity of their revival and amendment, that the former credit of our produce be still supported at foreign markets.

Let me call your attention to the education of our youth; may seminaries of learning be revived and encouraged, where the understanding may be enlightened,the heart mended,and genious cherished; where the State may draw forth men of abilities to direct her Councils and support her Government. Religion and Virtue claim your particular care. Legislators in all ages and nations have interwoven the Government with these essential materials; to preserve the morals of the people is to preserve the State; may men of piety and exemplary life who conduct the affairs of religion meet your countenance and receive support not incompatible with the principles of the Constitution. What may be the minute objects of your deliberations I shall not delay your patience to enumerate, submitting to your wisdom those concerns of the State you shall deem more

or less interesting according to their magnitude, but shall take my leave with these general observations. At this auspicious period of our affairs when the noise of arms and war are no longer heard, a glorious opportunity presents of cultivating the arts of peace and good Government on principles of the soundest policy, by which nations have been conducted to greatness and become the envy and admiration of the world. You have before you the wisdom and experience of ages, sources from whence what is good and great may be drawn, which added to your own Treasures of political knowledge may be wisely expended, and applied in bringing the State to some degree towards perfection. I need not mention you are building for futurity and that your wisdom and caution will hand down only proper materials, as monuments of your transactions. For centuries to come the infant annals of these times no doubt will be traced back with eagerness by inquisitive posterity, for precedents, for maxims to which the future Government may still conform. Let them not be disappointed. Now is the important moment to establish on your part the Continental Power on its firmest basis by which the people of these States rose and are to be continued a Nation. Now it behooves you to render permanent the security and the honor of the State, to form such laws that public virtue may be encouraged to diffuse its spirit through all ranks, & be pleased with the Government which it hath erected that the guilty be punished and the just be rewarded; that every citizen enjoy these equal rights promised him by the Constitution, and which God and nature have given him. By these you will discover to the world the Excellency of an American Commonwealth, and evince that the Government of Kings is not always necessary to make a people happy.

ALEX. MARTIN.

Ordered that the said message and papers be sent to the Senate with the following message:

Mr. Speaker, &c.

We herewith send you a message this day received from His Excellency the Governor accompanied with the dispatches and papers therein referred to, and have appointed Mr. Blount, Mr. Sitgreaves, Mr. Phill Hawkins, Mr. Gillispie, Mr. Benj. Hawkins, Mr. Person, Mr. Maclaine, Mr. Hooper and Mr. Cumming to examine and report

with such Gentlemen as you may appoint for that purpose what measures are necessary to be taken in consequence of the Intelligence they convy.

Received from the Senate the following message:

Mr. Speaker, &c.

With this you will receive the resignation of Henry Rains, as Justice of the Peace for Johnston County, accepted by this House.

Read the Memorial of Judge Spencer on the subject of Salary and depreciation. Ordered that the same be referred to a joint Committee of both Houses to report upon. That Mr. Montfort, Mr. Cumming, Mr. Gillispie, Mr. I. Moore, Mr. Sawyer and Mr. Thomas Gray be a Committee on the part of this House for that purpose.

Ordered that the following message be sent to the Senate:

Mr. Speaker, &c.

We herewith send you the Memorial of Judge Spencer on the subject of the depreciation of his salary which we propose referring to a joint Committee of both Houses to report, and have for that purpose on our part appointed Mr. Montfort, Mr. Cumming, Mr. Gillispie, Mr. I. Moore, Mr. Sawyer & Mr. Thomas Gray.

The House adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, 21st April, 1784.

The House met according to adjournment.

The returning officer for Richmond County certified that John Speed was duly elected to represent said County in this House, whereupon, the said Mr. John Speed appeared, qualified agreeable to Law and took his seat.

The returning officer for Surry County certified that Mr. Wm. Lewis was duly elected to represent said County in this House, whereupon, the said William Lewis appeared, qualified agreeable to Law & took his seat.

The returning officer for the County of Anson certified that Mr. John Auld and Jonathan Jackson were duly elected to represent said County in this House, whereupon, the said John Auld & Jonathan Jackson appeared, qualified agreeable to law & took their seats.

Resolved, that the late County Commissioner of Provisions issued to the Continental Army for Orange County be directed to issue a certificate for the sum of fifteen dollars and two thirds of a dollar

to John Hogan to replace one for the same sum formerly issued and lost & destroyed by the said Hogan.

Received from the Senate the following message:

Mr. Speaker, &c.:

The Senate appoint Mr. Coor, Mr. Lane, Mr. Willie Jones, Mr. Samuel Johnston, Mr. Battle & Mr. Macon a Committee who will on the part of this House act with the Gentlemen by you appointed to examine and report on the Governor's message of this day & the State papers accompanying it.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose that the Committee yesterday appointed to examine & report upon the Governor's message be also further directed to consider what Bills of a public nature are necessary to be passed into Laws at the present session & to prepare and bring in the same. This House have added to the Committee General Butler.

Read the resignation of Henry Hart.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We send you herewith the resignation of Henry Hart of his office of Justice of the Peace for Edgecombe County accepted.

Resolved, That the Board of Auditors for the District of Halifax be directed to issue a certificate to Edward Davis for the sum of thirty pounds specie to replace one for the same sum formerly issued and lost and destroyed.

Read the Petition of Richard Cogdell, Esquire, & the Petition of John Simpson. Ordered that the same be referred to the Committeee appointed to take under consideration the Memorial of Judge Spencer, & that the following message be sent to the Senate.

Mr. Speaker, &c.

We herewith send you the Petition of John Simpson, Esq., & the Petition of Richard Cogdell, Esq., which we propose referring to the Committee appointed to consider of the Memorial of Judge Spencer.

Recd. from His Excellency the following message:

To the Honourable the General Assembly:

Gentlemen,

I send you herewith the registry books of the public dispatches

received, as also those written during my administration. In the latter end of Vol. I you have the proceedings of the Council of State.

ALEX MARTIN.

Read the Memorial of Edward Griffin. Ordered that the same be referred to a Committee of Propositions & Grievances. The members on the part of this House are Mr. Sessums, Mr. Butler, Mr. Gray, Mr. Harvey & Mr. White.

Ordered that the following message be sent to the Senate:

Mr. Speaker, &c.:

This House have appointed Mr. Sessums, Genl. Butler, Mr. Gray, Mr. Harvey and Mr. White to act with such Gentlemen as you may appoint, to consider of all Grievances for which remedies may be prayed of this Assembly, and to propose the same. We propose that the Petition of Edward Griffin herewith sent you be referred to them.

Read the certificate of Jones County Court in favour of Hugh Stanley, a disabled man. Ordered that the same be referred to the aforementioned Committee, & that the following message be sent to the Senate.

Mr. Speaker, &c.:

We herewith send you a recommendation of the County Court of Jones in favour of Hugh Stanley, which we propose referring to the Committee of Propositions and Grievances.

Read the Petition of Sundry of the Inhabitants of Washington County praying an act of pardon and oblivion in favour of Richard White, Thomas Payne and others, concerned in the killing of a certain James Campbell. Ordered that the same be sent to the Senate.

Read the Memorial of Samuel Ashe, Esquire, respecting certain lands now in his possession and claimed by a certain Mr. Bridgen of the Kingdom of Great Britain. Ordered that the same be referred to the Committee appointed to prepare and bring in Bills of a public nature and that the same be sent with the following message to the Senate.

Mr. Speaker and Gentlemen:

We herewith send you the Memorial of Samuel Ashe, Esquire, which we propose referring to the Committee appointed to prepare and bring in Bills of a public nature.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

It is likewise the sense of this House that the Memorial of Judge Spencer be reported on by the Committee, to which end we appoint Mr. Lockhart, Mr. Cocke, Mr. Hunter, and Mr. Robertson a Committee.

Recd. from the Senate the Resolve of this day in favor of John Hogan concurred with.

Also the following message:

Mr. Speaker and Gentlemen:

We agree that the Committee appointed to examine and report on the Governor's message of yesterday, and the State papers accompanying it, be directed to prepare and bring in such Bills as they deem necessary to be passed into Laws by the present Assembly.

Received from the Senate the Resolve of this House in favour of Edward Davis, concurred with. Also the following message:

Mr. Speaker and Gentlemen:

The Senate agree that the Petitions of John Simpson and Richard Cogdell,, Esquires, be referred to the Committee to which is referred the Memorial of Judge Spencer.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate do not accede to your proposition relative to the disposal of the Continental Money & certificates belonging to the public now in the hands of the respective Treasurers, but appoint Mr. Brown, Mr. Coor, and Mr. Lane who will act with the Gentlemen by you appointed to receive from the Treasurers the old State Currency and all such specie and other certificates as it may not be necessary to reserve as vouchers to the accounts of this State with the United States and who will burn or otherwise destroy the same and make report thereon and who will also report what disposition it is most eligible to make of the Continental money and certificates necessary to be reserved as vouchers now in the hands of the public officers and due the State.

The House taking the same into consideration concurred therewith

and ordered that the following message be sent to the Senate:
Mr. Speaker and Gentlemen:

This House have received your message relative to the old State Currency and all such specie and other certificates as are in the hands of the respective Treasurers and agree to the proposals therein contained.

Read the Petition of Rowland Harris praying, &c. Also the Petition of William Stuart, Richard Tillman and others relative to the purchase money of certain lands bought of Henry Eustace McCullock. Referred to the Committee of Propositions and Grievances.

The House adjourned till to-morrow 4 o'clock p. m.

22 April, 1784.

The House met according to adjournment.

Mr. John Gray Blount, one of the members for Beaufort County, appeared, qualified agreeable to Law and took his seat.

The returning officer for the county of Carteret certified that Mr. Eli West was duly elected to represent said County in this House; the returning officer for the County of Onslow certified that Mr. Edward Starkey was duly elected to represent said County in this House & the returning officer for the County of Rutherford certified that Mr. Richard Singleton & Mr. James Weathrow were duly elected to represent said County in this House, whereupon the said Eli West, Edward Starkey, Richard Singleton & James Weathrow appeared, qualified agreeable to Law & took their seats.

The returning officer for the County of Caswell certified that Mr. David Shelton was duly elected to represent said County in this House, whereupon, the said David Shelton appeared, was qualified agreeable to Law and took his seat.

Resolved, that Martin Palmer be allowed the sum of sixteen pounds, nine shillings & two pence for his labour and articles provided in preparing the Court House for the reception of this House & that the Treasurers or either of them, pay him the same and be allowed in the settlement of their accounts.

Read the Memorial of John Bradley. Ordered that the same be referred to Mr. Benj. Hawkins, Mr. Flowers, Mr. John Moore, & Mr. John Blount & Mr. Emmett, and that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We herewith send you the Petition of John Bradley which we propose referring to a joint Committee of both Houses to report on, we have apointed Mr. Benj. Hawkins, Mr. Flowers, Mr. John Moore, Mr. John Blount & Mr. Emmett.

Read the Memorial of Mr. Samuel Strudwick. Ordered that the same be referred to a joint Committee & that the members on the part of this House be Mr. Starkey, Mr. Person, Mr. Thomas, Mr. Sawyer & Mr. White and that the following message be sent to the Senate.

Mr. Speaker, &c.

We herewith send you the Memorial of Samuel Strudwick which we propose referring to a joint Committee & for this purpose have appointed Mr. Starkey, Mr. Person, Mr. Thomas, Mr. Sawyer and Mr. White.

Received from His Excellency the following message:

To the Honourable the General Assembly:

Gentlemen:

You have herewith a letter from one of our Delegates in Congress covering sundry papers presented to the Ministers of the United States in Paris to-wit: One without a signature stating the title which the heir of the late Earl Granville sets up to a certain Teritory in this State, a letter from Henry Eustace McCullock, Esquire, to our Delegates in Congress solicitating a restoration of his property, &c., the letter referred to therein hath not come forward; also the Memorial of Doctor David Barry and Anne, his wife, formerly Anne Helier, of Wilmington, setting forth their claim to certain lands, &c.

A Letter accompanies this from His Excellency Benjamin Franklin, Esquire, Minister Plenipotentiary from the United States at the Court of Versallies, recommending a restitution of Property to Mr. Bridgen, a merchant of London.

Also a letter from Major General Greene in behalf of Ralph McNair, late of this State; together with a letter from said McNair respecting himself, &c.

I also lay before you another letter from one of our Delegates

late received. I submit to your prudence the propriety of suffering copies to be taken of the extracts of letters referred to therein.

ALEX MARTIN.

22d April, 1784.

At the same time received the several letters and papers therein referred to. Ordered that the same be referred to the Committee who are appointed to take into consideration the other public dispatches from His Excellency, & that the following message be sent to the Senate:

Mr. Speaker, &c.

We herewith send you a message from His Excellency the Governor, accompanied with sundry papers therein referred to, which we propose referring to the Committee who are appointed to take into consideration the other public dispatches from His Excellency.

Resolved, That the Committee appointed to consider and report on the public dispatches, &c., take up the subject of the appropriation of fines and forfeitures in the Superior and Inferior Courts and direct the application to proper purposes, and suggest the mode to obtain a compleat account of the fines heretofore imposed and collected.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House propose that the Committee appointed to consider of and report on the public dispatches be directed to take up the subject of the appropriation of fines and forfeitures in the Superior or Inferior Courts and direct the application to proper purposes, and suggest the mode to obtain a compleat account of the fines heretofore imposed and collected.

Resolved, That Brigadier General Butler be requested to send an express to Washington for the papers lodged there for the Legislature and that His Excellency the Governor, give a warrant on the Treasurer of Hillsboro to defray the expence thereof.

Ordered that Mr. Starkey and Mr. Thomas be added to the Committee appointed to consider of the Governor's message and State papers accompanying the same.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have added to the Committee appointed to report on the public dispatches Mr. Starkey and Mr. Thomas.

Received from the Senate the following messages:

Mr. Speaker and Gentlemen:

The Senate agree that the recommendation of Jones County Court in favour of Hugh Stanley be referred as by you proposed.

Mr. Speaker and Gentlemen:

This House appoint Mr. Dougan, Mr. Murfree and Mr. Lane a Committee who will act with the Gentlemen by you appointed to consider of and report remedies for grievances complained of to this Assembly. To which Committee we consent that the Petition of Ned Griffin be referred.

Received from the Senate for concurrence a resolve of that House in favour of Priscilla Gregorie, which being read was concurred with.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

It is the sense of this House that the Memorial of Judge Ashe be referred as by you proposed.

The House adjourned till to-morrow evening 3 o'clock.

FRIDAY, 23 April, 1784.

The House met according to adjournment.

Read the Petition of Joseph Moore praying to be relieved from the forfeiture of a recognizance, &c. Resolved, that the said Joseph Moore be released from the forfeiture of a recognizance entered into for the appearance of a certain John Linley, before some one of the Courts of Record of this State to answer a charge of treasonable practices, which recognizance became broken by the non-appearance of the said Linley.

Read the Petition of William Courtney. Ordered that the same be referred to the Committee of Propositions and Grievances.

Read the Petition of Robert Hunter. Ordered that the same be referred to the Committee appointed to consider the Petition of Mr. Bradley.

Read the Petition of Miles King. Ordered that the same be referred to the Committee appointed to consider of Bradley's Petition.

Mr. Benj. Hawkins is excused from serving on the aforementioned Committee & Mr. Benjamin Jones appointed in his stead.

Ordered that the following message be sent to the Senate:

Mr. Speaker, &c.:

This House propose that two of the Delegation to represent this State in Congress for the present year be elected at five o'clock this evening at the Court House and nominate for Delegates Hugh Williamson, and Richard Dobbs Spaight, Esquires; & have appointed on the part of this House Mr. Flowers & Mr. Payne to inspect the Poll.

Mr. Matthew Lock, one of the members for Rowan County, appeared, qualified agreeable to Law & took his seat.

The returning officer for the County of Mecklenburg certified that Mr. Caleb Phifer & Mr. David Willson were duly elected to represent said County in this House, whereupon, the said Caleb Phifer appeared, qualified agreeable to Law and took his seat.

Ordered that Mr. Matthew Lock be added to the Committee appointed to take under consideration the public dispatches from His Excellency the Governor.

Read the Petition of David Scoby which was ordered to be referred to the Committee appointed to consider of the Memorial of Judge Spencer.

Read the representation of Thomas Brickel, Esquire, setting forth that a certificate issued to him at the close of the last session of Assembly for his attendance as a member of the House of Commons is lost, or accidentally destroyed, whereupon, it is ordered that the same be referred to the Committee appointed to consider of the Memorial of Judge Spencer.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House likewise refer the message from His Excellency the Governor, with the papers accompanying it, to the Committee to whom were referred the other messages and public dispatches.

Read the Petition of Edmund Blount, Sheriff of Chowan County, in behalf of himself and the other Sheriffs, praying the sense of the General Assembly whether the five per cent. allowed for collecting the tax of the last year ought to be paid the sheriffs in the present currency or one third in currency and the other two thirds in certificates. Ordered that the same be referred to a joint Committee of both Houses & that Mr. Harvey, Mr. McCullock, Mr. Bloodworth,

Mr. Lenoir, Mr. Phifer and Mr. Starkey be a Committee on the part of this House.

Resolved, That the Treasurer of the Wilmington District be directed to discharge the warrant drawn on him by His Excellency the Governor, in favour of Thomas Seawell, one of the Anditors of the said District, for services performed as Auditor in the year 1783; and also that the Treasurers in general be directed to honor all draughts made on them in the same manner, for the like services performed in the same year.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We accede to your proposition respecting balloting for two of the delegates to represent this State in Congress the current year. We nominate for that purpose Hugh Williamson and Richard Dobbs Spaight, Esquires, and have appointed Mr. Coor and Mr. Macon on the part of this House to superintend the same.

Ordered that the following message be sent to the Senate:

Mr. Speaker, &c.:

We herewith send you the Petition of Edmund Blount, the Sheriff of Chowan County, which we propose referring to a joint Committee of both Houses and have on our part appointed Mr. Harvey, Mr. McCullock, Mr. Bloodworth, Mr. Lenoir, Mr. Phifer and Mr. Starkey a Committee.

Mr. Payne and Mr. Flowers, appointed to superintend the balloting for Delegates to represent this State in Congress, reported that they had attended the balloting and that Hugh Williamson and Richard Dobbs Spaight, Esquires, were unanimously elected for that purpose, with which report the House concurred.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The Superintendents of the balloting for Delegates to represent this State in Congress have reported that Hugh Williamson and Richard Dobbs Spaight, Esquires, were unanimously elected for that purpose and with this report we have concurred.

Read a certificate of the attendance of Alfred Moore, Esquire, as Attorney for the State at the Court of Oyer and Terminer, held for the District of Wilmington, 1777. Ordered that the same be refer-

red to the Committee appointed to consider of Judge Spencer's Memorial.

Received from the Senate the resolve of this House in favour of Martin Palmer, concurred with.

Received from the Senate the following messages:

Mr. Speaker and Gentlemen:

Mr. Gregory, Mr. Grainger and Mr. Clinton will act with the Gentlemen by you appointed to consider of and report on the Petition of Mr. John Bradley.

Mr. Speaker and Gentlemen:

Mr. Hill, Mr. Macon, Mr. Smith and Mr. Warrington will act with the Gentlemen by you appointed to consider of and report on the Memorial of Samuel Strudwick, Esq.

Mr. Speaker and Gentlemen:

The Senate agree to your proposition relative to fines and forfeitures in the Superior and Inferior Courts.

The House adjourned till to-morrow evening 3 o'clock.

SATURDAY, 24 April, 1784.

The House met according to adjournment.

Read a certificate of Abram Bledsoe's having lost a certificate for his attendance as a member of the General Assembly. Ordered that the same be referred to the Committee to whom was referred the Memorial of Judge Spencer.

Mr. Thomas Frohock, the member for the town of Salisbury, appeared, was qualified and took his seat.

Mr. Phill Hawkins moved for leave and presented a Bill for laying an additional Tax on the Inhabitants of Nash County for the purpose of erecting the public buildings, which was read the first time, passed and sent to the Senate.

Recd. from the Senate the Resolve of this House in favour of Joseph Moore. Endorsed in Senate, 24 April, 1784, concurred with. Also the Petition of Dr. Miles King & the Petition of Robert Hunter. Endorsed in Senate, 23 April, 1784, read and referred as by the Commons.

Mr. Joseph McDowel, one of the members for Burke County, and Mr. David Wilson, one of the members for Mecklenburg County, appeared, were qualified and took their seats.

Mr. Person presented the Petition of William Linton. Ordered that the same be referred to a joint Committee; the members chosen on the part of this House are Mr. Sitgreaves, Mr. Person, Mr. Lytle, Mr. Conner and Mr. Bloodworth.

Ordered that the said Petition be sent to the Senate.

Mr. Phifer presented a certificate from the Comptroller respecting Mr. Matthew McClure, which being read was referred on the part of this House, to the Committee of Propositions and Grievances & sent to the Senate for their concurrence.

Mr. Person from the Committee to whom was referred the Petition of Samuel Strudwick, Esq., late secretary, delivered in a report, which being read was recommitted to the same Committee.

Mr. Lock presented a Petition from Elizabeth Hinkle, which being read was referred on on the part of this House, to the Committee of Propositions and Grievances and snt to the Senate for their concurrence.

Received from the Senate the Bill for laying an additional Tax on the Inhabitants of Nash County for the purpose of erecting the public buildings. Endorsed in Senate, 24 April, 1784, read the first time and passed.

Received from the Senate the Petition of Jane Scoby, the representation of Tho. Brickell, the certificate from Abram Bledsoe, & a certificate from F. Jones, in favour of Alfred Moore, Esquire, Atto. Genl. Endorsed in Senate, referred as by the Commons.

Mr. Bloodworth presented the Petition of John Walker, Esq., of Wilmington, complaining of an illegal election for a member to represent the said town in this House. Ordered that the same be referred to the Committee of Privileges and Elections.

Resolved, that Mr. Sitgreaves and Mr. Lock be added to the Committee of Privileges and Elections.

Read the Petition of Thomas Seawell, &c. Ordered that the same be referred to the Committee of Propositions and Grievances on the part of this House & sent to the Senate for their concurrence.

Read the Petition of Robert Rowan, Esquire, of Cumberland County. Ordered that the same be referred to a joint Committee;

the members chosen on the part of this House are Mr. McCullock, Mr. Emmett, Mr. Phifer, Mr. Bloodworth, Mr. Wilson and Mr. Sherrod.

Recd. from the Senate the Resolve of this House in favour of Thomas Seawell, Auditor, &c., and the Auditors in General. Endorsed in Senate, 24 April, 1784, read and concurred with.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate appoint Col. Harris, Mr. John Johnston, Mr. Lane, Mr. Samuel Johnston and Mr. Abram Jones a Committee, who will act with the Gentlemen by you appointed to report on the Petition of Edmund Blount.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I send you herewith a letter and duplicate thereof, from His Excellency the Chev. de la Luzern, Minister of France, respecting payment for sundry Military stores procured for this State from the Government of Martinique by the Marquis of Britigney, late agent of this State at that place. An account of the stores, &c., accompanies the same.

You have also a Memorial from the Honourable, the Judges of the Superior Courts of Law and Equity, which I am requested to lay before you.

ALEX MARTIN.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We herewith send you a message from His Excellency the Governor, together with the letter and other papers from His Excellency the Chev. de la Luzerne, Minister of France, therein referred to, which we have referred to Mr. B. Hawkins & Dr. White to translate.

The Memorial from the Judges of the Superior Courts of Law and Equity we propose referring to the Committee to whom was referred the public dispatches & State papers.

Read the Memorial of Haynes Waddle and others. Ordered that

the same be referred to the Committee to whom was referred the Petition of Robert Rowan.

Mr. John Humphries, one of the members for Currituck County, appeared, was qualified and took his seat.

Read the Memorial of Robert Burton, late Quarter Master General of Militia. Ordered that the same be referred to the Committee of Propositions and Grievances.

The House adjourned till Monday 12 o'clock.

MONDAY, 26 April, 1784.

The House met according to adjournment.

Mr. Abner Nash, one of the members for Jones County, Mr. Edward Winslow, one of the members for Cumberland County, Mr. John Atkinson, one of the members for Caswell County, Mr. William Bryan, one of the members for Craven County and Mr. William R. Davie, one of the members for Northampton County, appeared, were qualified and took their seats.

Received from the Senate the certificate in favour of Mr. Matthew McClure; the Petition of William Linton and also the Petition of William Courtney. Endorsed, read and referred as by the House of Commons.

Received from the Senate the Petition of James Gibson and a Petition from a number of the Inhabitants of Washington County. Endorsed in Senate, 24 April, 1784; read and referred to the Committee on the Petition of William Linton.

Received the acct. of John Bradford, Esq., against the State. Endorsed in Senate, 24 April, 1784, read and referred to the Committee of Propositions and Grievances, which being severally read, were referred as by the Senate.

Received from the Senate the Resolve allowing John Kindred the sum of forty pounds for a negro man slave executed by public authority, which being read was concurred with.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

From the great number of Petitions before the Assembly, & which are likely to come in, we think it necessary to appoint a second Committee of Propositions and Grievances, and have on our part for that

purpose appointed Mr. Lenoir, Mr. Bryan, Mr. Spruill, Mr. F. Moore and Mr. Moy.

Received from the Senate the Recommendation of Wake Court in favour of Linsfield Kilgo. Endorsed in Senate, read and referred to the Committee of Propositions and Grievances; which being read was referred by this House to the second Committee of Propositions and Grievances.

Mr. Hooper laid before the House an account of Genl. William Skinner's against the State, which being read, was referred to the second Committee of Propositions and Grievances.

Mr. B. Hawkins presented the Petition of John Willis, Esq., of Warren County, which being read was referred to the second Committee of Propositions and Grievances.

Resolved, that the said Committee report generally on cases of a similar nature to the subject matter of the Petition of Mr. Willis.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate propose, if agreeable to the House of Commons, that the General Assembly ballot at 4 o'clock this Evening at the Church, for Governor of this State for the current year, and put in nomination the Honourable Richard Caswell and Alexander Martin, Esqs. Mr. Macon and Mr. Coor will, on the part of this House, superintend the balloting.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House do not accede to your proposal relative to the Election of a Governor; we propose that that business be deferred till Monday next, and that a Governor be then ballotted for at twelve o'clock.

General Butler, from the Grand Committee to examine the message of His Excellency the Governor, together with the papers accompanying the same, and report what measures are necessary to be taken in consequence of the intelligence they convey, and to consider what bills of a public nature are necessary to be passed into Laws at the present Session of Assembly, and to prepare and to bring in the same, Reported as follows, vizt.:

That the following message be presented to His Excellency the Governor:

To His Excellency Alexander Martin, Esquire, Governor, &c.:

Sir:

The papers which accompanied your Excellency's Message contain information of such moment that, without descending to matters of less magnitude, we should make a much longer session than the present advanced season of the year will admit were we to give them that degree of deliberation which their information requires.

The Internal Regulations which the Definitive Treaty make indispensably necessary, the re-establishment of Commerce and the support of the Federal Union, will be the first objects of our deliberations, other matters recommended by your Excellency will, during the course of the session, be properly attended to.

You will be pleased, Sir to receive our acknowledgments for the several matters contained in your Message, and in particular for the warmth with which you have been pleased to recommend the adoption of such measures as may tend to remove all commercial jealousies between the United States and Great Britain, and which shall be consistent with those principles of reciprocity on which the Treaty is founded.

The House taking the said report into consideration concurred therewith.

Ordered that the same be sent to the Senate for their concurrence.

Received from His Excellency the Governor, the following message;

To the Honourable the General Assembly:

Gentlemen:

I lay before you the proceedings of the Court Martial ordered by the last General Assembly to be held on the conduct of Colonel James Blount, of Chowan County, &c., as this proceedure was directed by the Legislature, it rests with your Honourable body to affirm or set aside the sentence, as to you will seem just and meet.

ALEX MARTIN.

At the same time received the proceedings of the Court Martial referred to in the above message, which being read and debated,

Resolved, that the sentence of the Court Martial held on the conduct of James Blount, of Chowan County, be, and the same is hereby confirmed.

Received from the Senate the Petition of Elizabeth Hinkle, the Memorial of the Judges of the Superior Courts of Law and Equity, the Memorial of Haynes Waddle and others, the Petition of Thomas Seawell, and the Memorial of Robert Burton, Qr. M. Gen. Respectively Endorsed in Senate, 26 April, 1784, read and referred as by the Commons.

Received from the Senate the Recommendation of the Court of Bladen County in favour of Sarah White, of Jemima Ray & of Ann Averett, the recommendation of Granville Court in favour of Susannah Allen; and the Acct. of Major Tho. Scurlock. Respectively Endorsed in Senate, 26 April, 1784, read and referred to the Committee of Propositions and Grievances. Which being read were referred on the part of this House to the said Committee.

Received from the Senate the Memorial of Robert Rowan, &c. Endorsed in Senate, 26 April, 1784, read and referred to Mr. Macon, Mr. Brown, and Mr. B. Smith.

Received from the Senate the Petition of Sundry of the Inhabitants of Wayne County. Endorsed in Senate, 26 April, 1784, read and referred to a joint Committee; the members chosen are Mr. B. Williams, Mr. Clinton & Mr. Harget. The same being read was referred on the part of this House to Mr. Bryan, Mr. Gillispie, Mr. Herritage, Mr. Sherrod, Mr. Gray, Mr. Payne and Mr. Bloodworth.

Received from the Senate a Resolve allowing Lovelace Savage the sum of Forty pounds for a negro slave executed by public authority. The report of the Committee on the Petition of Robert Hunter & the report of the Committee on the Petition of Dr. Miles King, which being read were concurred with.

Resolved, that Mr. Nash and Mr. Davie be added to the joint Committee appointed to report upon the Governor's message & State papers, &c.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have added Mr. Nash and Mr. Davie to the joint Committee appointed to report upon the Governor's message and State papers, &c.

The House adjourned till to-morrow 12 o'clock.

TUESDAY, 27 April, 1784.

The House met according to adjournment.

Received from the Senate a resolve allowing Etheldred Phillips four pounds currency, which being read was concurred with and returned to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent that the election of a Governor of this State be deferred until Monday next.

Mr. W. Blount presented a Petition from a number of the Inhabitants of Pitt County praying to have a part of the said County added to Beaufort County; which being read, Mr. Blount moved for leave and presented a Bill agreeable to the prayer of the said Petition, which was read the first time, passed & sent to the Senate.

Mr. Ephraim McLean, one of the members for Davidson County, appeared, was qualified and took his seat.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent to the appointment of a second Committee of Propositions and Grievances and nominate Mr. I Johnston, Mr. Moore & Mr. Phillips for that purpose.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate agree to the message by you proposed to be presented to His Excellency the Governor, have caused that the same be signed, and have appointed Col. Ramsey on the part of this House to attend His Excellency with the same.

At the same time received the message to His Excellency the Governor, concurred with; whereupon, Mr. Payne was appointed on the part of this House to wait upon His Excellency with the same.

Received from the Senate the account of General William Skinner against the State, and the Petition of Mr. John Willis. Each endorsed in Senate, read and referred as by the Commons.

Mr. B. Hawkins presented the Petition of Robert Brownfield & Nathl. Alexander, which being read was referred to a joint Committee; the members by this House are Mr. B. Hawkins, Mr. Lytle and Mr. Blount.

Received from the Senate the Bill for annexing part of the County of Pitt to Beaufort County. Endorsed in Senate, 27 April, 1784, read the first time and passed.

Recd. also the Memorial of Penelope Dawson. Endorsed in Senate, 27 April, 1784, read and referred to the Committee appointed to consider of Robert Rowan's Petition.

Resolved, that the said Memorial on the part of this House, be referred to the said Committee.

Genl. Butler moved for leave and presented a Bill for allowing Salaries to the Governor and his private Secretary, which was read the first time, passed & sent to the Senate.

Read the Petition of Anthony Sharpe. Resolved that the same be referred to the second Committee of Propositions and Grievances.

Received from the Senate the report of the Grand Committee, &c. Endorsed in Senate, 27 April, 1784, read and concurred with.

Mr. Gillispie presented a petition from a number of the Inhabitants of Duplin County, and one other Petition from a number of the justices of the peace within the said County, praying a division thereof; which being read, Mr. Gillispie moved for leave & presented a Bill agreeable to the prayers of the said Petitions, which was read the first time, passed and sent to the Senate.

Read the Petition of Ransome Southerland. Ordered that the same be referred to the second Committee of Propositions and Grievances.

Mr. Alderson moved for leave and presented a Bill for levying a Tax in the County of Beaufort for the purpose of repairing the public buildings thereof, and appointing Commissioners to contract and agree with Workmen for that purpose; which was read the first time, passed and sent to the Senate.

Received from the Senate a Bill for allowing Salaries to the Governor and his private Secretary. Endorsed in Senate, 27 April, 1784, read the first time and passed.

Received from the Senate the Petition of Robert Brownfield & Nathl Alexander, and the Petition of Anthony Sharpe. Each Endorsed in Senate, read and referred as by the Commons.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate have added Col. Irwin and Mr. Smith to the Commit-

tee to which are referred the Messages from His Excellency the Governor, and the public dispatches accompanying them.

Read the Petition of Mr. John McCrohone. Resolved, that the same be referred to a joint Committee, and that Mr. I. Blount, Mr. Payne, Mr. Alderson, Mr. Blount, Mr. Starkey, Mr. Flowers and Mr. Sawyer be a Committee on the part of this House for the purpose.

Read the Petition of James Gillispie. Ordered that the same be referred on the part of this House, to the second Committee of Propositions and Grievances.

Read the Petition of David Greer. Ordered that the same be referred to the second Committee of Propositions and Grievances on the part of this House.

Mr. Bloodworth from the joint Committee to whom was referred the Petition of Edmund Blount, of Chowan County, in behalf of himself and others, reported as follows, vizt:

That having taken the matter under consideration and carefully attended to the Law respecting the same, are of opinion that the sheriff's and collectors may retain the five per cent. in Money, as the present act of Assembly with respect to Commissions had no reference to the act passed in the year 1782 which allowed the five per cent. without reserve. All which is humbly submitted.

TIMOTHY BLOODWORTH, Ch.

The House taking the said report into consideration concurred therewith.

Ordered that the said report be sent to the Senate for concurrence.

On reading the record of the conviction of Buckner Kimbal, a justice of the peace, for oppresion in his office.

Resolved, that the said Buckner Kimbal be removed from the exercise of the office of justice of the peace for the county of Montgomery.

Ordered that the above resolve be sent to the Senate for their concurrence.

Mr. Person, from the joint Committee appointed to take under consideration the Petition of William Linton, delivered in a report

which was read and ordered to lie on the Table until To-morrow for consideration.

Mr. Person, from the joint Committee to whom was referred the Petition of Thomas Haughton, Joshua Haughton, &c., delivered in a report, which was read and ordered to lie on the Table until To-morrow for consideration.

Resolved, that every Bill, after having been read twice in the Senate and Commons, shall be engrossed, and being so engrossed shall be introduced for the third and last reading, when it shall undergo no partial amendments but either be passed or rejected. That every bill shall be first read for the information of the House, and then for debate, and that no bill shall be read for debate without one day's previous notice to the House, and that neither Senate or Commons shall proceed to reject any Bill that shall have passed three readings in either House without notice to the House where such Bill shall have passed the three readings. And that every Bill may be debated before it is put on its passage for the first time.

Received from the Senate the Petition of Ransom Sutherland. Endorsed in Senate, read and referred as by the Commons.

Resolved, that Mr. Wilson be added to the Committee on the Petition of Mr. Brownfield and Mr. Alexander.

The House adjourned till to-morrow 3 o'clock P. M.

WEDNESDAY, 28 April, 1784.

The House met according to adjournment.

Mr. James Gallaway, one of the members for Guilford County, appeared, was qualified and took his seat.

Read the proceedings of a Court called for the trial of Harry, a Negro, the Property of Richard Parker of Montgomery County. Ordered that the same, and the papers relative thereto, be referred to the second Committee of Propositions and Grievances.

Mr. B. Hawkins, from the Committee to whom was referred the Petition of Mr. Brownfield and Mr. Alexander, delivered in a report which being read, was ordered to lie on the Table until Saturday for consideration.

Received from the Senate the Bill for dividing Duplin County. Endorsed in Senate, 27 April, 1784, read the first time and passed.

Received from the Senate a Bill to impower Arthur Brown, Esq.,

late sheriff of Bertie County, to collect the arrears of taxes due for the said County in the year one thousand seven hundred and seventy-four and one thousand seven hundred and seventy-five. Endorsed in Senate, 28 April, 1784, read the first time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate add Col. Harris to the second Committee of Propositions and Grievances.

Mr. Person presented a Petition from George Alston, formerly of Granville County, which being read was referred, on the part of this House, to the Committee appointed to report on the public dispatches, &c., and sent to the Senate.

Received from the Senate the Resolve of this House for confirming the sentence of the Court Martial lately held on the conduct of Col. James Blount, of Chowan County, concurred with.

Mr. Bloodworth, from the Committee to whom was referred the Petition of a number of the Inhabitants of Wayne County, reported as follows, vizt:

That the said Petition appears to be without foundation, and that the late Commissioners appointed by act of Assembly for fixing on a place for erecting the public buildings in the County of Wayne have conducted themselves agreeable to Law. All which is submitted.

TIMOTHY BLOODWORTH, Ch.

The House taking the said report into consideration concurred therewith.

Read the Petition of a number of the Inhabitants of Greene County residing beyond French Broad River. Ordered that the same be referred to the second Committee of Propositions and Grievances.

Resolved, that the Bill for dividing Duplin County, The Bill for annexing part of the County of Pitt to Beaufort County, and the Bill for an additional Tax on the Inhabitants of Nash County for the purpose of erecting the public buildings, each be read the second time on Friday next.

Resolved, that the Bill for allowing Salaries to the Governor and his private Secretary be read the second time to-morrow.

Resolved, that William Murphey, Doorkeeper to the Senate, be directed to wait on Mrs. Green, widow of the late James Green, jun.,

Esquire, for the robes belonging to the former Speaker and Clerks of the Assembly.

Ordered that the above resolve be sent to the Senate for concurrence.

Received from the Senate the report of the Committee on the Petition of a number of the Inhabitants of Wayne County, concurred with.

Received from the Senate the Petition of David Greer, and the Petition of James Gillispie, and also the proceedings of a called Court for the Tryal of Harry, a Negro, the property of Richard Parker. Endorsed in Senate, read and referred as by the Commons.

Received from the Senate the report of the Committee on the Petition of Edmund Blount, concurred with.

Received from the Senate the Petition of William Cocke. Endorsed in Senate, read and referred to a joint Committee; the members chosen are Mr. Willie Jones, Mr. Macon, Mr. Saml. Johnston, Mr. Lockhart and Mr. Irwin.

Resolved, that Mr. Person, Mr. Davie, Mr. Starkey, Mr. W. Blount, Mr. Sitgreaves, Mr. Carter, Mr. Bryan, Mr. B. Hawkins, and Mr. P. Hawkins be a Committee, on the part of this House, for the above purpose.

Received from the Senate the resignation of Buckner Kimbal as a justice of the peace for the County of Montgomery, which was accepted.

Received from the Senate the Petition of John McCrohone. Endorsed in Senate, read and referred to Mr. Moore, Mr. Everagin and Mr. Smith.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

The assurances given by your honorable body of employing your deliberations on subjects of the first magnitude on this occasion justly raise the expectations of our Country, that by the wisdom and unanimity of your Councils the great purposes intended may be happily effected.

I beg leave to return you my hearty thanks for the attention you

have been pleased to pay to the recommendations in my address; and the honourable manner in which you have signified to me, your sentiments and intentions on the subject thereof.

ALEX MARTIN.

Ordered that the above message be sent to the Senate:

The several matters to this day referred being postponed, the House adjourned till to-morrow 12 o'clock.

THURSDAY, 29 April, 1784.

The House met according to adjournment.

Mr. Bloodworth presented the Petition of Sampson Moseley, and the Memorial of John Devane which being read was referred to the second Committee on Propositions and Grievances.

Mr. Hooper presented the Petition of Samuel Allen and others, which being read was referred, on the part of this House, to a joint Committee. Resolved, that Mr. Hooper, Mr. Spruill, Mr. Payne, Mr. Lenoir, Mr. R. Reddick & Mr. W. Blount be a Committee on the part of this House for that purpose.

Received from the Senate the Petition of George Alston, and the Petition of the Inhabitants beyond French Broad River. Endorsed in Senate, read and referred as by the Commons.

Genl. Butler presented the Memorial of Richard Henderson and Company, which being read was referred to a joint Committee; the members chosen on the part of this House for that purpose are Mr. Person, Mr. Butler, Mr. Lock, Mr. Davie, Mr. Blount, Mr. Lytle, Mr. Gillispie, Mr. P. Hawkins and Mr. Hooper.

Resolved, that Mr. Stone be added to the second Committee of Propositions and Grievances.

Mr. Sitgreaves presented the Petition of Henry Irwin Toole, which being read, was referred to the first Committee of Propositions and Grievances.

Received from the Senate a Bill to suppress vice and immorality, and for other purposes. Endorsed in Senate, 28 April, 1784, read the first time and passed.

Resolved, that the resolve in favor of Mr. Thomas Seawell, Auditor, &c., be endorsed with the following resolve, vizt:

Resolved, that the Treasurer within named be directed to pay the

sum within mentioned out of the monies now in his hands collected by Taxation in the year 1783.

Received from the Senate the Petition of a number of the Inhabitants of Greene County. Endorsed in Senate, read and referred to the second Committee of Propositions and Grievances; which Petition being read was referred by this House to the said Committee.

General Butler from the Committee appointed to examine the message of His Excellency the Governor, &c., delivered in a report, which being read, was ordered to lie on the Table until To-morrow for consideration.

Received from the Senate the Petition of Sampson Moseley, and the Memorial of John Devane. Endorsed in Senate, read and referred as by the House of Commons.

Received from the Senate the report of the Committee on the Petition of Anthony Sharpe, & the report on the Petition of Ransome Southerland; a resolve allowing William Eaton, Esquire, of Northampton County, the sum of two pounds, & a resolve allowing John Green fifty pounds; which being severally read were concurred with.

Received from the Senate the Petition of James Withrow. Endorsed in Senate, read and referred to the first Committee of Propositions and Grievances; which being read was referred on the part of this House to the said Committee.

Received from the Senate a Bill empowering the Court of Brunswick County to adjourn to the place which they shall think most convenient for holding the same. Endorsed in Senate 29 April, 1784, read the first time and passed.

The House according to order resumed the consideration of the report of the Committee appointed to take under consideration the Petition of William Linton, which being read and debated was agreed to as follows, vizt:

The Committee appointed to take under consideration the Petition of Wiliam Linton beg leave to report:

That it is the opinion of your Committee that His Excellency the Governor, be requested to grant a pardon to the said William Linton who is charged as being accessory to the death of a certain Michael Quinn, and now under prosecution for the same in the Superior Court of Halifax District, for which offence the principal was tried, convicted and pardoned, and the said William Linton be released

from all pains and penalties which have or may accrue in consequence of the prosecution aforesaid.

THOS. PERSON, Ch.

Resolved, that Mr. P. Hawkins be added to the second Committee of Propositions and Grievances.

The House, according to order, resumed the consideration of the report of the Committee to whom was referred the Petition of Thomas Haughton, &c., which being read and debated was concurred with as follows, vizt:

The Committee to whom was referred the Petition of Thomas Haughton, Joshua Haughton, and others, in behalf of Richard White, Thomas Payne, Jesse Woodruff, William McHugh and others, beg leave to report:

That it is the opinion of your Committee that His Excellency the Governor, be requested to grant a pardon to the said Richard White, Thomas Payne, Jesse Woodruff, William McHugh and others, who were charged with the death of a certain James Campbell.

Your Committee have also taken under consideration the Petition of Charles Allison and James Montgomery and others, on behalf of James Gibson, William Allison, James Tarbet, William Grier and Alexander McFarland, who were charged with the death of one Jacob Dykes; and your Committee are also of opinion that His Excellency the Governor, be requested to grant a pardon to the said James Gibson, William Allison, James Tarbet, William Grier, and Alexander McFarland.

THOMAS PERSON, Chairman.

The Bill to suppress vice and immorality, and for other purposes, was read the first time, passed and sent to the Senate.

Mr. Bloodworth from the Committee to whom was referred the Memorial of Col. Robert Rowan and others, delivered in a report, which being read, was ordered to lie on the Table until to-morrow for consideration.

Received from the Senate a Resolve allowing Morgan Murray Twelve pounds; which being read was ordered to lie on the Table until To-morrow for consideration.

Received from the Senate the report of the Committee on the Peti-

tion of Richard Parker; which being read, was ordered to lie on the Table until To-morrow for consideration.

Mr. W. Bryan presented the Petition of Frederick Toatvine, praying to have his name altered to that of Frederick Lane; which being read, Mr. Bryan moved for leave and presented a Bill agreeable to the prayer of the said Petition, which was read the first time, passed and sent to the Senate.

Resolved, that the Auditors of Hillsborough District be directed to issue a certificate to Jones Kendrick for Sixteen pounds, ten shillings and eight pence, to replace one for the same sum formerly issued by them, which was lost.

Resolved, that Mr. Lock, Mr. Hooper, Mr. Lewis, Mr. Person, Mr. Wilson, Mr. Oliver and Mr. Montfort, with such Gentlemen as the Senate may appoint, be a Committee who shall hear and report on applications of wounded soldiers, and what redress is proper to be administered to those who have in their possession depreciated certificates, and what is proper to be done with such claims as have been rejected by the Auditors, such Committee to be styled a Committee of Claims and Depreciation.

Read the Petition of John Huske. Ordered that the said Petition be referred to the Committee of Claims and Depreciation.

Read the Petition of John Kendrick. Ordered that the same be referred to the Committee of Claims and Depreciation.

Mr. Frohock presented a certificate from James Green, Jun., Esq., Treasurer of the Continental loan office in this State, for one hundred and thirty-four dollars in favour of John Johnston. Ordered that the same be referred to the Committee of Claims and Depreciation.

Received from the Senate a Bill to alter the name of Frederick Totevine to Frederick Lane; also,

A Bill for erecting part of the counties of Sullivan and Greene into a distinct County by the name of ————. Endorsed in Senate, 29 April, 1784, read the first time and passed.

Mr. Hooper presented a Memorial from a standing Committee of the people called Quakers, which being read, was referred to the Committee appointed to report on the Governor's messages, &c.

Mr. B. Hawkins presented a Memorial from Samuel Lockhart,

Esquire, which being read was referred to the first Committee of Propositions and Grievances.

Received from the Senate the Memorial of Richard Henderson & Company. Endorsed in Senate, read and referred to Mr. Robertson, Mr. Brown, Mr. Saml. Johnston, Genl. Gregory and Mr. Cocke.

The order of the day for reading, for the second time, the Bill for allowing salaries to the Governor and his private Secretary, being called for and read; the Bill, according to order, was read the second time and rejected.

Received from the Senate the report of the Committee on the Petition of Mr. John Willis, which being read, was concurred with and returned.

The Bill for impowering the Court of Brunswick County to adjourn to the place which they shall think most convenient for holding the same was read the first time, passed and sent to the Senate.

Received from the Senate the Petition of Samuel Allen & others. Endorsed in Senate, read and referred to Mr. Warrington, Mr. B. Williams and Mr. A. Jones. Also the Petition of Henry Irwin Toole. Endorsed in Senate, read and referred as by the Commons.

Received from the Senate the report of the Committee on the Petition of William Linton. Endorsed in Senate, 29 April, 1784, read and concurred with.

Mr. Sherrod presented the account of Andrew Bass against the State; which being read, was referred to the first Committee of Propositions and Grievances.

Received from the Senate the report of the Committee on the Petition of Thomas Haughton, Joshua Haughton and others. Endorsed, 29 April, 1784, read and concurred with.

The House adjourned till to-morrow morning 9 o'clock.

FRIDAY, 30 April, 1784.

The House met according to adjournment.

Mr. B. Hawkins, one of the Committee to whom was referred the translation of sundry papers, &c., from His Excellency the Chev. de la Luzerne, Minister of France, &c., delivered in a Translation of the same which was ordered to lie on the Table.

Mr. Davie presented a Petition from a number of the back settlers in Davidson County, which being read, was referred to a joint Com-

mittee, the members chosen by this House are Mr. Davie, Mr. Lytle, Mr. B. Hawkins, Mr. Blount, Mr. Person, Mr. Skinner, Mr. Bloodworth, Mr. Wilson, Mr. P. Hawkins and Mr. Lock.

Received from the Senate the resolve allowing William West for a negro executed by public authority, and also one other Resolve allowing Isaac Jordan for a negro executed by public authority, which being read were concurred with and returned.

Received from the Senate the Petition of John Kendrick & the Petition of John Huske, the Memorial of a Standing Committee of the people called Quakers, and the Memorial of Samuel Lockhart, and the acct. of Andrew Bass, and also a certificate in favour of John Johnston. Respectively Endorsed in Senate, read and referred as by the Commons.

Mr. M. Payne moved for leave and presented a Bill to ascertain the measurement of firewood sold in the several Towns within this State established by legislative authority; which was read the first time, passed and sent to the Senate.

Received from the Senate the resolve directing the Auditors to issue a Certificate to Jones Kendrick for sixteen pounds, ten shillings and eight pence. Endorsed in Senate, read and concurred with.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate concur with your Resolve appointing a Committee of Claims and Depreciation and have made choice of Mr. Coor, Mr. Irwin and Mr. Grainger, who will, on the part of this House, act thereon.

Received from the Senate sundry Petitions from Pasquotank County. Endorsed in Senate, read and referred to the consideration of Mr. Saml. Johnston, Genl. Gregory and Mr. Phillips. The said Petitions being read were referred, on the part of this House, to Mr. Jones, Mr. Conner, Mr. Davie, Mr. Skinner and Mr. Harvey.

Mr. Cumming presented a certificate of the valuation of two negro slaves the property of Cullen Pollock which were executed by public authority. Ordered that the same be referred to the consideration of the second Committee of Propositions and Grievances.

Resolved, that the Auditors of Hillsboro District be directed to issue a certificate for the sum of twenty pounds, twelve shillings to

John Vickers, to replace one formerly granted him for the same service, which has been destroyed by fire.

Mr. Person, from the Committee to whom was recommitted the Report of the Committee on the Petition of Samuel Strudwick, Esquire, late Secretary, &c., delivered in a report, which being read and amended, was concurred with as follows, vizt.:

Your Committee to whom was referred the Petition of Samuel Strudwick, Esquire, late Secretary, beg leave to report:

That it is the opinion of your Committee that the account of Mr. Strudwick referred to in the Petition, cannot be allowed.

THOMAS PERSON, Ch.

Received from the Senate the report of the Committee to whom was referred the report of the proceedings of a called Court for the Tryal of Harry, a negro, the property of Richard Parker, &c., which being read, was concurred with.

Received from the Senate the resolve of this House directing the Auditors to issue a certificate to John Vickers for Twenty pounds, Ten Shillings and eight pence, concurred with.

Received from the Senate the Petition of a number of the back settlers in Davidson County. Endorsed in Senate, read and referred to Mr. Erwin, Mr. Robertson, Mr. Willie Jones, Mr. Lane and Mr. Saml. Johnston.

Mr. Gillispie moved for leave to withdraw for amendment the Bill for dividing Duplin County. Ordered that he have leave accordingly.

Recived from the Senate the following Bills, vizt.:

A Bill for empowering the Court of Brunswick County to adjourn to the place which they shall think most convenient, &c.; and A Bill to suppress vice and immorality, and for other purposes. Endorsed in Senate, 29 April, 1784, read the second time, amended and passed.

Recd. also a Bill to ascertain the measurement of firewood, &c. Endorsed in Senate, 30 April, 1784, read the first time and passed.

Mr. Blount presented a Petition from John Walker praying to have a law passed for establishing a town on part of a Tract of land belonging to him, the said Walker,&c.;which being read,Mr. Blount present-

ed a Bill agreeable to the prayer of the said Petition, which was read the first time, passed and sent to the Senate.

Received from the Senate the Petition of Durham Hall. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read, was referrd by this House to the said Committee.

Mr. Ralph Gorrell, one of the members for Guilford County, appeared, was qualified and took his seat.

Received from the Senate the report of the Committee on the Petition of Samuel Strudwick, late Secretary, &c. Endorsed in Senate, read and concurred with.

Received from the Senate the certificate of the valuation of two negroes, the property of Cullen Pollock. Endorsed, read and referred as by the House of Commons.

Received from the Senate the Resolve allowing Joseph Locke, of Bladen County, for a negro slave executed by public authority, which being read was concurred with.

Received from the Senate the Petition of Sarah Gallaway, which being read was rejected.

Mr. Person, from the Committee of Privileges and Elections, delivered in a report on the legality of the Election of a member for the Town of Wilmington, which being read, was ordered to lie on the Table for consideration until to-morrow.

Received from the Senate a Bill for prolonging the time given by Law for securing Lotts in the several Towns within this State. Endorsed in Senate, 30 April, 1784, read the first time and passed.

Mr. Person moved for leave and presented a Bill for establishing and laying out a town in Richmond County, which was read the first time, passed and sent to the Senate.

Mr. Person moved for leave and presented a Bill for vesting in James Williams, his heirs, &c.,the property of Bridge known by the name of McCraney's Bridge in the lower little river in Cumberland County; which was read the first time, passed and sent to the Senate.

The Bill to alter the name of Frederick Totevine to Frederick Lane, was read the second time, passed and sent to the Senate.

The House, according to order, resumed the consideration of the report of the Committee appointed to examine the message of His Excellency the Governor, &c., which being read, paragraph by paragraph, was concurred with, except the twelfth section as it stands in

the report which relates to the fifth article of the Definitive Treaty of Peace.

Ordered that the said report be sent to the Senate with the following message:

Mr. Speaker and Gentlemen:

We send herewith the report of the Committee appointed to examine the message of His Excellency the Governor, together with the papers accompanying the same, which we have concurred with (except the Twelfth section as it stands noted in the Report) relative to the fifth article of the Definitive Treaty of Peace which we have thought proper to reject.

The Bill to impower Arthur Brown, Esquire, late sheriff of Bertie County, to collect the arrears of taxes due for the said County in the year one thousand seven hundred and seventy-four, and one thousand seven hundred and seventy-five, was read the first time passed and sent to the Senate.

The Bill for annexing part of the County of Pitt to Beaufort County, was read the second time and rejected.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate add Mr. Cocke to the Committee to consider of and report on the Petition from the County of Davidson.

The Bill for laying an aditional Tax on the Inhabitants of Nash County, for the purpose of finishing the public buildings, was read the second time, amended, passed & sent to the Senate.

Received from the Senate the Bill to alter the name of Frederick Totevine to Frederick Lane. Endorsed in Senate, 30 April, 1784, read the second time and passed.

Received from the Senate the Bill for vesting in James Williams, his heirs, &c., the property of a Bridge known by the name of McCraney's Bridge, &c. Endorsed in Senate, 30 April, 1784, read the first time and passed.

Mr. Sitgreaves moved for leave and presented a Bill to prevent the exportation of unmerchantable commodities, which was read the first time, passed and sent to the Senate with the following message, vizt.:

Mr. Speaker and Gentlemen:

We herewith send you the Bill to prevent the exportation of un-

merchantable commodities which we propose submitting to the examination of a joint Committee, who will report what additions, amendments or alterations are proper to be made in the same. We have for this purpose, on our part, appointed Mr. John Blount, Mr. Hooper, Mr. Bryan, Mr. Starkey and Mr. B. Hawkins.

Received from the Senate the Bill to impower Arthur Brown, Esq., late Sheriff of Bertie County, to collect the arrears of Taxes, &c. Endorsed in Senate, 30 April, 1784, read the second time, amended & passed.

A Bill to establish a Town on the land of John Walker, at a place called Deep Water at a point adjoining Fort Johnston on the River Cape Fear, in Brunswick County.

A Bill for establishing and laying out a town in Richmond County. Endorsed in Senate, 30 April, 1784, read the first time & passed.

A Bill for laying an additional Tax on the Inhabitants of Nash County for the purpose of finishing the Public Buildings. Endorsed in Senate, 30 April, 1784, read the second time and passed.

The House adjourned till To-morrow morning 10 o'clock.

SATURDAY, 1 May, 1784.

The House met according to adjournment.

General Butler moved for leave and presented a Bill to prescribe the affirmation of Allegiance and Fidelity to this State to be taken by the people called Quakers, and for granting them certain indulgences therein mentioned, which was read the first time, passed and sent to the Senate.

Mr. Blount from the Committee to whom was referred the Petition of Nathaniel Allen, Samuel Dickenson, Nathaniel Jones, William R. Davie, James W. Green and Allen Jones, Reported as follows, vizt.:

That it is the opinion of the Committee that a Law be passed vesting in the Petitioners, their heirs and assigns, all the covered lands in Scuppernong Lake below the present low water mark, and recommend that the said Petitioners have a prior right to enter such lands as they shall drain adjacent to the Lake.

WM. BLOUNT, Ch.

The House taking the said Report into consideration concurred therwith.

Mr. B. Jones moved for leave and presented a Bill for extending the Boundary line between the Counties of Currituck and Camden and for allowing County Surveyors further time to make their return, which was read the first time, passed and sent to the Senate.

Mr. Frohock moved for leave and presented a Bill to encourage Enoch Sawyer to make a road through Pasquotank River Swamp, which was read the first time, passed and sent to the Senate.

Mr. Payne from the Committee to whom was referred the Memorial of Capt. John McCrohone, Reported as follows, vizt.:

That the value of the Schooner of Capt. McCrohone's which was impressed or taken into service not appearing to the Committee, nor whether she was in the Continental or State service, are of opinion that the said McCrohone be directed to apply to the State Anditors of Wilmington District and produce to them the impressment and valuation and whether taken for the Continental or State service, who are directed to make him such allowance as to them shall appear just. All which is submitted.

MICH. PAYNE, Ch.

The House taking the said report into consideration concurred therewith.

The House, according to order, resumed the consideration of the Report of the Committee on the Petition of Doctors Brownfield and Alexander, which being read and debated was concurred with as follows, vizt.:

That the Commissioners appointed to settle with the Officers of the Continental line of this State be impowered and directed to adjust the accounts of Robert Brownfield and Nathaniel Alexander, Citizens in this State and mates in the Continental hospitals in the Southern department up to the first of January, 1782, agreeable to the resolution of Congress for that purpose, and pay them the same proportion of pay as has been allowed the officers of the line.

BENJ. HAWKINS, Ch.

The latter part of the report allowing the said Brownfield and Alexander a proportion of lands, &c., was rejected, whereupon,

Resolved, that Robert Brownfield and Nathaniel Alexander be allowed each, one thousand acres of land in consideration of their steady and faithful services rendered the militia of this State while

acting as Surgeons in the Continental Hospitals in the Southern Department, such lands to be alloted within the bounds of the land laid off for the Continental Officers and Soldiers, and that the Secretary be directed to grant them warrants accordingly.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We herewith send you the report of the joint Committee on the Petition of Doctors Brownfield and Alexander; as to the first part respecting the settlement of their accounts we have concurred with, as to the other, where the Committee recommend an allowance of land we do not concur, but in lieu thereof propose the inclosed resolution.

The House resumed the consideration of the report of the Committee to whom was referred the Memorial of Robert Rowan and others, which being read and debated was rejected.

Mr. Hooper presented the representation of William Boritz, agent, &c., which being read, was referred to the Committee on the Governor's message, &c.

Mr. Person presented the Memorial of William Fields which was read and sent to the Senate.

Mr. Person presented the report of the Committee on His Excellency the Governor's message, referred by the last to the present Assembly, which being read was referred to the first Committee of Propositions and Grievances.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I lay before you a Petition from the widow of Thomas Moody, Deceased, praying a gratuity, &c. You have also herewith a Recommendatory letter from General Greene on the subject.

ALEX MARTIN.

At the same time received the letter and Petition referred to in the above message, which being read, were referred to the first Committee of Propositions and Grievances.

The Bill to impower Arthur Brown, Esq., late Sheriff of Bertie County, to collect the arrears of taxes due for the said County in the year one thousand seven hundred and seventy-four and one thou-

sand seven hundred and seventy-five was read the second time, passed & sent to the Senate.

The Bill to alter the name of Frederick Totevine to Frederick Lane was read the third time, passed and sent to the Senate.

The Bill for prolonging the time given by law for securing Lotts in the several Towns within this State, was read the first time, passed and sent to the Senate.

Mr. Lock, presented the Memorial of John Penn, Esquire, late a Delegate from this State in the Congress of the United States, which being read, was referred to the Committee of Claims and Depreciation.

Resolved, that the Bill to suppress vice and immorality, and for other purposes; the Bill to establish a Town on the land of John Walker, &c.; and the Bill vesting in James Williams, his heirs, &c., the property of a Bridge known by the name of McCraney's Bridge, &c., be read each the second time on Monday next.

The Bill for impowering the Court of Brunswick County to adjourn to the place which they shall think most convenient for holding the same, was read the second time, passed and sent to the Senate.

The House adjourned till Monday morning 9 o'clock.

MONDAY, 3 May, 1784.

The House met according to adjournment.

Resolved, That Mr. Carter be excused from attending on the Committee to whom was referred the Memorial of William Cocke, and that Mr. Looney be added to the said Committee.

Mr. I. G. Blount moved for leave and presented a Bill for annexing certain lands laid off by Thomas Respess, Esquire, to the Town of Washington, and for impowering the Commissioners to lay a tax on the Inhabitants of said Town, which was read the first time, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill to encourage Enoch Sawyer to make a road through Pasquotank River Swamp.

A Bill for extending the boundary line between the Counties of Currituck and Camden and for allowing County Surveyors further time to make their returns; and

A Bill to prescribe the affirmation of Allegiance and Fidelity to this State to be taken by the people called Quakers, and for granting

them certain indulgences therein mentioned. Endorsed in Senate, 1 May, 1784, read the first time and passed. Also,

A Bill for prolonging the time given by Law for securing Lotts in the several Towns within this State. Endorsed in Senate, 1 May, 1784, read the second time, amended and passed.

A Bill to impower Arthur Brown, Esq., late Sheriff of Bertie County, to collect the arrears of taxes due for the said county in the year 1774 and 1775. Endorsed in Senate, 1 May, 1784, read the third time, amended and passed.

Mr. Winslow moved for leave and presented a Bill for dividing Cumberland County into two distinct Counties, and for other purposes therein mentioned, which was read the first time, passed and sent to the Senate.

The Bill for erecting part of the Counties of Sullivan and Greene into a distinct County by the name of ————, was read the first time, passed and sent to the Senate.

Received from the Senate the report of the Committee to which was referred the Memorial of Capt. John McCrohone. Endorsed, read and concurred with.

Received from the Senate the report of the Committee to which was referred the Petition of Drs. Brownfield and Alexander, and the resolve of this House allowing them a certain quantity of Land. Each endorsed, read and concurred with.

Received from the Senate the report of the Committee to which was referred the Petition of Nathaniel Allen and others, concurred with.

Received from the Senate the representation of William Boritz, Agent, &c. The Petition of Mary Moody and the report of the Committee on His Excellency's the Governor's message, referred by the last to the present Assembly. Respectively endorsed, read and referred as by the Commons.

Received from the Senate the following messages, vizt.:

Mr. Speaker and Gentlemen:

Mr. Everagin, Mr. Lockhart, Mr. Smith, Mr. Irwin, Mr. Coor, Mr. Lane, and Genl. McDowall will act with the Gentlemen by you appointed to report the additions, amendments and alterations which they think proper to be made in the Bill to prevent the exportation of unmerchantable commodities.

Mr. Speaker and Gentlemen:

We propose that the Committee to which is referred the adjustment of Mr. Penn's accounts be further directed to report on the accounts of Willie Jones, Esquire.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree that the Committee to which is referred the adjustment of Mr. Penn's accounts be further directed to report on the accounts of Willie Jones, Esquire.

Mr. Person, from the Committee to which was referred the accounts of John Penn, Esquire, delivered in a report which being read was ordered to lie on the Table for consideration.

Received from the Senate the Petition of Archibald Hamilton. Endorsed in Senate, read and referred to the Committee appointed to take under consideration the Governor's message, &c., which being read, was referred by this House to the said Committee.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House propose that the method hereafter to be adopted by the Legislature in reading and engrossing Bills be agreeable to the resolutions on that head herewith sent you for your concurrence.

At the same time received the Resolve referred to in the above message, which being read was concurred with; whereupon, resolved, that the said Resolve be entered on the Journal *verbatim,* which is as follows, vizt.:

Resolved, that every Bill, after having been read twice in the Senate and House of Commons, shall be engrossed, and being so engrossed, shall be introduced for the third and last reading in the House where it was first presented, when it shall undergo no amendments, other than clerical errors, but be either passed or rejected.

That the Bills be first read for the information of the respective Houses, and then for debate, paragraph by paragraph.

That no Bill in the future be read for debate in either House as a second reading, without one day's previous notice to the House in which it is to be read.

That whenever the Senate or House of Commons shall have rejected a Bill, which had previously passed three readings in the other

House, the House rejecting such Bill shall give the other House immediate notice thereof.

That every Bill may be debated before it is put on its passage on the first reading in either House.

That the expence of drawing and engrossing all bills of a private nature be paid by the party introducing them.

That no matter foreign to the title of a Bill shall be inserted in any clause in such Bill.

Mr. Bloodworth moved for leave to withdraw for amendment the Bill to suppress vice and immorality and for other purposes. Ordered that he have leave accordingly.

Received from the Senate the following Bills, vizt.:

A Bill for clearing and opening the navigation of Trent River in Jones County.

A Bill to encourage the destruction of Vermin.

A Bill for establishing a Town in Jones County on the lands of Thomas Webber and others.

A Bill for annexing certain lands laid off by Thos. Respess, Esquire, to the Town of Washington, and for impowering the Commissioners to lay a Tax on the Inhabitants of said Town.

A Bill for dividing Cumberland County into two distinct Counties, and for other purposes therein mentioned. Endorsed in Senate, 3 May, 1784, read the first time and passed.

A Bill for erecting part of the Counties of Sullivan and Greene into a distinct County of the name of Harris. Endorsed in Senate, 3 May, 1784, read the second time and passed.

A Bill for impowering the Court of Brunswick County to adjourn to the place which they shall think most convenient for holding the same. Endorsed in Senate, 3 May, 1784, read the third time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the General Assembly, pursuant to the former determination of the two Houses on that head, ballot this day at 12 o'clock for a Governor of the State for the current year. At the request of General Caswell his name hath been by the order of this House withdrawn from the nomination. Mr. Coor and Mr. Macon

will superintend the balloting which we propose shall be conducted at the Court House.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree to your proposal relative to the election of a Governor for the current year, and have appointed on our part Mr. Payne and Mr. Skinner to superintend the Balloting.

The order of the day for reading for the second time the Bill to establish a town on the land of John Walker, &c., being called for and read, the said Bill, according to order, was read the second time, amended, passed and sent to the Senate.

Mr. Gillispie, who had leave to withdraw for amendment the Bill for dividing Duplin County, delivered in the same at the Table when, on motion, it was ordered that the said Bill be read the second time to-morrow.

The order of the day for reading for the second time the Bill for vesting in James Williams and his Heirs, &c., the property of a Bridge known by the name of McCraney's Bridge, on the lower Little River in Cumberland County, being called for and read, the said Bill according to order, was read the second time, amended, passed and sent to the Senate.

Resolved, that the Bill to ascertain the measurement of firewood sold in the several towns within this State, established by Legislative authority, be read the second time to-morrow.

Mr. Payne, from the joint Balloting for a Governor for the current year, Reported that Alexander Martin, Esquire, was elected Governor by a large majority of the votes of both Houses of the General Assembly.

The House taking the said report into consideration concurred therewith.

Ordered that the following address be presented His Excellency Alexander Martin, Esquire, vizt.:

To His Excellency Alexander Martin, Esquire:

Sir:

The General Assembly have this day proceeded to the election of a Governor for this State for the present year when your Excellency was chosen to that important office; you will therefore be pleased to

appoint a time when you will be formally vested with the executive power by qualifying according to the laws of this State in such case made and provided.

Ordered that the above address be sent to the Senate for concurrence with the following message:

Mr. Speaker and Gentlemen:

We propose that the message herewith sent you be presented to his Excellency the Governor. We have appointed on our part Mr. Payne and Col. Davie to attend him with it.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House propose balloting at five o'clock on Saturday Evening for a Council of State. We put in nomination for Councillors, Mr. Phill Hawkins, Sen., Mr. Charles Saunders, Genl. Polk, Mr. Nathaniel Macon, Mr. Robert Burton, Mr. Robert Bignall, Mr. Spruce McKay, Col. Joseph Leech and Col. James Emmett, should you accede to this proposal please to signify it to us by message. We also nominate for a Councillor the Marquis of Britigney.

Mr. Frohock presented a Petition from Joseph Hughes, which being read was referred to the Salisbury District Board of Auditors for allowance.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate wish the message addressed to His Excellency the Governor, which accompanies this, might be presented him instead of the one by you proposed as they conceive it will prevent the loss of much time; should you approve of it Mr. Willie Jones and Mr. Brown will, on the part of this House, attend him with the same.

At the same time received the address referred to in the above message, which being read and debated was rejected and the following proposed, vizt.:

To His Excellency Alexander Martin, Esquire, Governor, Captain General, &c., &c.:

Sir:

The General Assembly this day proceeded to the election of a Governor for the present year, when you, Sir, was chosen to that important office; you will therefore be pleased to attend both Houses of

the Legislature at five o'clock this evening at the Church, there to be invested with the executive powers by qualifying according to the laws of the State in such case made and enter upon the execution of that office.

Ordered that the following message be sent to the Senate with the above address:

Mr. Speaker and Gentlemen:

This House do not concur with the address you propose to be presented His Excellency the Governor, and in order to obviate any further difficulty with respect to the mode of the Governor's qualifying, we propose that the address herewith sent you be presented his Excellency in lieu of the one heretofore sent you for concurrence on that head.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate concur with your last proposed message to His Excellency the Governor, have caused the same to be signed and returned you by Mr. Jones and Mr. Brown who will, on the part of this House, attend him with the same.

Mr. Nicholas Long, one of the members for Halifax County, appeared, was qualified and took his seat.

Ordered that the Bill to impower Arthur Brown, Esquire, late Sheriff of Bertie County, to collect the arrears of taxes due for the said County in the year 1774 and 1775 be engrossed, and that it be read the third and last time to-morrow.

Ordered that the Bill for impowering the Court of Brunswick County to adjourn to the place which they shall think most convenient for holding the same, be engrossed and that it be read the third and last time to-morrow.

Resolved, That the Bill for annexing certain lands laid off by Thomas Respass, Esquire, to the Town of Washington, and for impowering the Comissioners to lay a tax on the inhabitants of said Town.

The Bill for extending the Boundary line between the Counties of Currituck and Camden and for allowing County Surveyors further time to make their returns.

The Bill for erecting part of the Counties of Sullivan and Greene into a distinct County by the name of Harris; and,

The Bill for prolonging the time given by Law, for securing Lotts in the several Towns within this State, be read each the second time to-morrow.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate concur with the report of the Committee to which was referred the consideration of the Message from His Excellency the Governor, and the State papers accompanying it, laid before the General Assembly at the opening of the present session, as by you amended, except only that they have deled the word *and* in the fourth line of the eleventh section thereof, and inserted the word *or* in its place.

At the same time received the report of the Committee, above referred to, which was ordered to be entered on the journal, as it stands concurred with by both Houses which is as follows:

The Committee appointed to examine the message of His Excellency the Governor, together with the papers accompanying the same, and report what measures are necessary to be taken in consequences of the intelligence they convey; And also to consider what bills of a public nature are necessary to be passed into Laws at the present session of Assembly, and to prepare and bring in the same, report as follows:

The Committee having taken under consideration a Letter from Robert Morris, the Financier, appointing Thomas Montgomery to settle the accounts of this State with the United States, approve of the said appointment, and recommend that the Comptroller be authorized and required to settle the accounts of this State with the said Commissioner.

Recommend, That the United States in Congress Assembled, be authorized and impowered in the final settlement of the proportions to be borne by each State of the General expences of the War, from the Commencement thereof until the first day of January, 1782, except the Monies loaned to the United States, to assume and adopt such principles, as from the particular circumstances of the several States at different periods may appear just and equitable, without being wholly confined to the rule laid down in the eighth article of the

Confederation in cases where the same cannot be applied without manifest injustice.

Recommend, That the Delegates of this State be authorized and impowered to assent to a repeal of so much of the eighth article of the Confederation and perpetual Union between the thirteen States of America, as is contained in the words following, to-wit:

"All charges of War, and all other expences that shall be incurred for the common defence or General Welfare, and allowed by the United States in Congress Assembled, shall be defrayed out of a Common Treasury, which shall be supplied by the several States in proportion to the value of all Land within each State granted to or surveyed for any purpose, as such land, the buildings and improvements thereon, shall be estimated according to such mode as the United States in Congress Assembled shall, from time to time, direct and appoint," is hereby revoked and made void, and in place thereof it is declared and concluded, the same having been agreed to in a Congress of the United States, that "all charges of War, and all other expences that have been or shall be incurred, for the common defence or general welfare and allowed by the United States in Congress Assembled, except as shall be otherwise provided for, shall be defrayed out of a common treasury which shall be supplied by the several States in proportion to the whole number of white and other free citizens and inhabitants of every age, sex and condition, including those bound to servitude for a term of years; and three-fifths of all other persons not comprehended in the foregoing description, except Indians not paying Taxes, in each State, which number shall be triennially taken and transmitted to the United States in Congress Assembled in such mode as they shall direct and appoint."

Recommend, That this State annually appoint their delegates to serve in Congress for one year, to commence on the first Monday in November next ensuing the time of their appointment, and when vacancies shall happen by the removal or resignation of any of the said Delegates within the year, this State shall appoint others in their stead to serve only for the remainder of the year, and to furnish their Delegates so appointed with Commissions, or other credentials, under the seal of the State, particularly specifying the time for which they are appointed.

Recommend that the Delegates of this State be authorized and

impowered to assent to the levying in this State for the use of the United States, for the term of twenty-five years the following duties upon Goods imported into this State, from any foreign port, island or plantation.

Upon all Rum of Jamaica proof, per Gallon..	4–90ths	of a Dollar
Upon all Spirituous Liquors.....	3–90ths	do
Upon Madeira Wine.....	12–90ths	do
Upon all other Wines.....	6–90ths	do
Upon Common Bohea Tea, per ℔.....	9–90ths	do
Upon all other Teas.....	24–90ths	do
Upon Pepper, per ℔.....	3–90ths	do
Upon Brown Sugar, per ℔.....	½–90th	do
Upon all Loaf Sugar.....	2–90ths	do
Upon all other Sugars.....	1–90th	do
Upon Molasses, per Gallon.....	1–90th	do
Upon Cocoa and Coffee, per ℔.....	1–90th	do

Upon all other goods a duty of five per cent. *ad valorem,* at the time and place of importation under the conditions expressed in a Resolution of Congress of the 18th of April, 1783; Provided, that none of the said duties shall be applied to any other purposes than the discharge of the Interest or principal of the debts contracted on the faith of the United States, for supporting the War, agreeable to the Resolution of Congress of the 16th Day of December last.

Whereas, Congress by a Resolution of April 18th, 1783, have recommended to the several States to establish for a term limited to twenty-five years a fund for the discharge of the Interest and Principal of the Debts contracted on the faith of the United States.

Recommend, That a tax of ———— be laid on every hundred acres of Lands, and also a poll Tax of ———— for the purposes aforesaid.

Recommend, That this State yield to the Congress of the United States, for the benefit of the said States, all Right, Title and Claim which the said State hath to the Lands included in the following bounds, vizt.:

Upon the following express conditions and reservations and subject thereto, that is to say, that the Inhabitants of the Territory Westward of the said line shall not for the future be estimated in the

ascertaining the proportion of this State, with the United States, in the common expence occasioned by the war; that the lands laid off or directed to be laid off by an act or acts of Assembly of this State for the officers and Soldiers of the North Carolina Brigade be reserved for the use of the said officers and soldiers, their heirs and assigns, respectively; that all entries made by and grants made to all and every person and persons whatsoever under the laws of this State, and within the limits hereby ceded to the United States, shall have the same force and effect as if this cession had not been made, and that all and every right and rights of pre-emption reserved by any act or acts of this State to persons settled on and occupying any lands within the limits of the lands hereby ceded as aforesaid, and all reservations of hunting grounds for the use of the Indians shall continue to be in full force, in the same manner as if this cession had not been made, and as conditions upon which the said lands are ceded to the United States and upon the following further conditions, that is to say:

Recommend, That some method should be immediately adopted to ascertain the quantity of Continental money in the hands of the Treasurers, Collectors and other officers, for which they stand accountable to this State, and that they do with all possible expedition deliver the same into the hands of the Comptroller of this State, and that in some future Tax to be imposed for the exigencies of the State the Continental money in the hands of Individuals shall be received as our State Currency at the rate of eight hundred for one.

And that the Comptroller of this State shall deliver into the possession of the Commissioner appointed by Congress to settle with this State its accounts with the United States, all such Continental money as shall by virtue of the above regulation be paid into his hands by the Treasurers, Collectors and other public officers, the said Comptroller taking from the said Commissioner receipts for all sums so paid and delivered to him.

Recommend, That a Bill be brought in to authorize Congress to regulate within the United States their Trade with Foreign Nations.

In order that the first, second, third, fourth, sixth, seventh, eighth, ninth and tenth articles of the definitive Treaty be carried into exe-

cution according to the true spirit thereof, recommend that a Bill be brought in to repeal all Laws now in force in this State which tend to counteract their operation or to prevent their being carried into compleat effect.

The Recommendation of Congress respecting the securing to the authors or publishers of new Books not hitherto printed, being Citizens of the United States, and to their Executors, Administrators and assigns, the copy right of such books for a certain time, not less than fourteen years from the first publication, &c.

Recommend, That a Bill be brought in for that purpose.

Recommend, That a Bill be brought in to lay a Duty on all negroes imported into this State either by land or sea.

Recommend, That the folowing duties be laid on the following articles, to-wit:

	£	s.	d.
Upon Jamaica Rum, per Gallon	0	0	4
Upon all other Spirituous Liquors	0	0	3
Upon Madeira Wine	0	1	0
Upon all other Wines	0	0	6
Upon Common Bohea Tea	0	0	6
Upon all other Teas	0	2	0
Upon Pepper, per ℔	0	0	3
Upon Brown Sugar, per ℔	0	0	½
Upon Loaf Sugar	0	0	2
Upon all other Sugars	0	0	1
Upon Molasses, per Gallon	0	0	1
Upon Cocoa and Coffee, per ℔	0	0	1

And upon all other goods a duty of two per cent. *ad valorem,* at the time and place of importation, the value to be determined by the original invoice, to continue in force until the Impost recommended by Congress takes place and no longer.

Recommend a Bill to levy a Tax on the following articles, to-wit: On every Billiard Table, per annum, fifty pounds; every Box and Dice, ten pounds; on every pack of playing cards, five pounds.

Recommend a Bill to regulate Taverns, Ordinaries and Gaming Tables, directing the mode of granting licenses, preventing persons

keeping Houses of Entertainment without license, and repealing so much of the acts now in force against gaming as come within the purview of this Act.

Recommend, That a Bill be brought in to revise, amend and reduce to system the Treason and Confiscation laws now in force in this State.

Recommend, That a Bill be brought in to devise ways and means to erect court Houses and other public buildings for the use of the respective Counties and Districts, repairing those that are decayed, and applying all fines and forfeitures to effect those purposes.

The Petition of the Honourable Samuel Ashe praying that a Patent may be filled up in his name for certain Lands therein mentioned, being read, a motion was made that it be recommended to the Assembly to grant the prayer of the said Petition.

Resolved in the negative.

Recommend, a Bill be brought in for appointing Commissioners for extending and establishing the Southern Boundary Line of this State.

Recommend, That a Bill be brought in for erecting public Buildings for the use of the State, and for altering the time of holding the annual Elections and meetings of the General Assembly.

Recommend, That a Bill be brought in for the encouragement of foreigners to settle in this State.

Recommend, That a Bill be brought in to regulate the duty of the officers of the customs.

Recommend, That a Bill be brought in for the establishing a fund for the payment of the Interest due upon certificates given to the Continental Officers and Soldiers.

Recommend, That a Bill be brought in to revise, amend and alter the acts of Assembly relative to public roads and water courses.

Recommend, That a Bill be brought in for laying a Tax for the support of Government, &c., and also that a Bill be brought in to revise and amend an act for establishing Courts of Law and Equity, and for regulating the proceedings therein.

JOHN BUTLER, Ch.

So it was concurred with.

The House adjourned till to-morrow morning 9 o'clock.

TUESDAY, 4 May, 1784.

The House met according to adjournment.

The order of the day for reading the second time the Bill to ascertain the measurement of firewood sold in the several Towns within this State established by Legislative authority, being called for and read, the said Bill according to order was read the second time, passed and sent to the Senate.

Mr. Herritage moved for leave and presented a Bill to amend an act intitled "an act for establishing a Town on the land of William Herritage at a place called Atkin's Banks in Dobb's County," which was read the first time, passed and sent to the Senate.

Received from the Senate a Bill for docking the Intail of certain Lands therein mentioned, and vesting the same in fee simple in Charles Gilmour and William Hendrie and Willie Jones, their heirs and assigns. Endorsed in Senate, 4 May, 1784, read the first time and passed.

Mr. Auld moved for leave and presented a Bill for levying a Tax on the Inhabitants of Anson County to compleat the public buildings thereof, which was read the first time, passed and sent to the Senate.

Mr. Bloodworth, who had leave to withdraw for amendment the Bill to suppress vice and immorality and for other purposes, delivered in at The Table the said Bill, which was read the second time and rejected.

Mr. Winslow presented a Petition from Mary Dowd, which was read and referred to the Committee to which was referred the message from His Excellency the Governor, &c.

Received from the Senate the Bill to amend an act intitled "an Act for establishing a Town on the land of William Herritage, at a place called Atkin's Banks, in Dobbs County." Endorsed in Senate, 4 May, 1784, read the first time and passed.

The House resumed the consideration of the report of the Committee of Privileges and Elections to whom was referred the Petition of John Walker, Esq., the report being in the words following, vizt.:

That it is the opinion of your Committee that Archibald Maclaine hath been duly elected, agreeable to the return of the Sheriff, to represent the Town of Wilmington for the present year; all which is submitted.

THOS. PERSON, Ch.

Resolved, That the House do concur with the said report.

Received from the Senate the following messages, vizt:

Mr. Speaker and Gentlemen:

The Senate add Genl. Rutherford to the Committee to which are referred the State papers, &c., laid before this Assembly.

Mr. Speaker and Gentlemen:

This House have added General Rutherford to the Committee appointed to report on the Petition of the Inhabitants settled beyond the Western Boundary.

The order of the day for reading, for the second time, the Bill for dividing Duplin County, being called for and read, the said Bill according to order was read the second time, amended, passed and sent to the Senate.

Mr. Carter moved for leave to withdraw for amendment, the Bill for erecting part of the Counties of Sullivan and Greene into a Distinct County by the name of Harris. Ordered that he have leave accordingly.

Mr. Person presented the Memorial of Joel Lewis, late commandant of the State Regiment, which being read was referred to a joint Committee .The members chosen by this House are Mr. Lytle, Mr. McDowall, Mr. Person, Mr. Long and Mr. Berringer.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I beg leave to lay before you an estimate made under the former Government, of balances supposed to be due from the several Sheriffs and collectors of public taxes to the public of North Carolina, in the year 1783. I am informed, however, several respectable persons therein mentioned have since paid up their balances; but as there are still some defaulters it may not be improper at this time for your honourable body to have this information that a discrimination be made, and such order taken as to you will appear proper.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This accompanies a message from His Excellency the Governor, enclosing an estimate made under the former Government of bal-

ances supposed to be due from the several Sheriffs, in consequence of which this House propose that a joint Committee be appointed which shall be constituted a Committee of ways and means for bringing to settlement those who are indebted to the public, and have for that purpose on our part, appointed Mr. Stone and Mr. Payne, from the District of Edenton, Mr. Bloodworth and Mr. Gray from Wilmington, and Mr. Lock and Mr. Phifer from Salisbury, Mr. Person and Mr. P. Hawkins from Hillsborough, Mr. Edmunds and Mr. Long from Halifax, Mr. A. Bryan and Mr. Jordan from New Bern, Mr. Lenoir and Mr. McDowall from Morgan.

Mr. W. Blount moved for leave and presented a Bill for the establishing a Town on Cumberland River at a place called the Bluff, near the French Lick, which was read the first time, passed and sent to the Senate.

The Bill for levying an additional Tax on the Inhabitants of Nash County for the purpose of finishing the public buildings, was ordered to be engrossed.

The order of the day for reading for the second time the Bill for extending the boundary line between the counties of Currituck and Camden and for allowing County Surveyors further time to make their returns, being called for and read, according to order, was read the second time, amended, passed and sent to the Senate.

The order of the day for reading for the second time the Bill for annexing certain lands laid off by Thomas Respess, Esquire, to the Town of Washington, and for impowering the Commissioners to lay a Tax on the Inhabitants of said Town, being called for and read, the said Bill, according to order, was read the second time, amended, passed & sent to the Senate.

Resolved, That the following Bills be read the second time tomorrow, vizt.:

The Bill for prolonging the time given by law for securing Lotts in the several Towns within this State.

The Bill to amend an act entitled "an act for establishing a Town on the land of William Herritage, at a place called Atkin's Banks, in Dobbs County.

The Bill for establishing and laying out a Town in Richmond County, and

The Bill to prescribe the affirmation of allegiance and fidelity to

this State to be taken by the people called Quakers & for granting them certain indulgences therein mentioned.

The Bill for clearing and opening the navigation of Trent River, in Jones County, was read the first time, passed & sent to the Senate.

The Bill to encourage the destruction of Vermin, was read the first time, passed and sent to the Senate.

Mr. W. Bryan moved for leave and presented a Bill to amend an act passed at New Bern the first day of December, 1766, intitled "an act for establishing a school house in the town of New Bern," which was read the first time, passed and sent to the Senate.

The Bill for levying a further tax in the District of Halifax for repairing the Court House and Gaol of said District, was read the first time, passed & sent to the Senate.

The Bill for docking the Intail of certain lands therein mentioned and vesting the same in fee simple in Charles Gilmour and William Hendrie & Willie Jones, their heirs and assigns, was read the first time, passed & sent to the Senate.

Resolved, That the Bill to encourage Enoch Sawyer to make a Road through Pasquotank River Swamp be read the second time to-morrow.

The Bill for establishing a town in Jones County, on the lands of Thomas Webber and others, was read the first time, passed & sent to the Senate.

Dr. White presented a certificate of the valuation of a negro, the property of Charles Arrington, that was executed by public authority, which being read, was referred to the second Committee of Propositions and Grievances.

Received from the Senate the Bill for the establishing a Town on Cumberland River, at a place called the Bluff, near the French Lick. Endorsed in Senate, 4 May, 1784, read the first time, amended and passed.

Received from the Senate the Petition of Joseph Hughs and the Petition of Mary Dowd. Each endorsed, read and referred as by the Commons.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We concur with your proposition as to appointing a Committee of Ways and Means for bringing to setlement those who are indebted

to the public, and for that purpose appoint, on our part, Mr. Hunter, Mr. Coor, Mr. Willie Jones, Mr. Irwin, Mr. Ramsey, Mr. Brown and General McDowall.

Received from the Senate the Memorial of Joel Lewis. Endorsed, read and referred to General Rutherford, General Gregory & Col. Murfree.

Resolved, That the Bill for establishing a Town on Cumberland River, at a place called the Bluff, near the French Lick, be read the second time to-morrow.

Received from the Senate a Bill to amend an act passed at New Bern the first day of December, 1766, intitled "an act for establishing a School House in the Town of New Bern," and a Bill for authorizing the Congress of the United States to regulate the trade of this State with Foreign Nations. Endorsed in Senate, 4 May, 1784, read the first time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent that the General Assembly ballot at the time by you proposed for a Council of State, we agree to the nomination of your House and nominate, in addition to those Gentlemen, John Brickell and James Sanders, Esquires.

General Butler from the Committee of Propositions and Grievances, reported as follows:

1st. That having taken under consideration the Petition of Ned Griffin, and depositions relative threto, are of opinion that William Kitchen late owner of the said Griffin has relinquished his right and title to the said Ned Griffin, and thereupon it appears to your Committee that the said Griffin immediately became the property of the State, respecting manumission of slaves; we are therefore of opinion that the said Ned Griffin be manumitted by an act of Assembly for his meritorious services.

2nd. Your Committee are also of opinion that Hugh Stanley, a Militia Soldier wounded in the service of his Country and recommended by the County Court of Jones, be allowed the annual sum of twenty pounds for five years.

3rd. Your Committee also having taken under consideration the Claim of General Lillington, are of opinion that the allowance made him by the Auditors is as much as he is entitled to by Law.

4th. Your Committee having considered the Petition of Henry Mounger and others, relative to certain lands purchased of Henry Eustace McCullock are of opinion that it be rejected.

5th. Your Committee having taken under consideration the Memorial of Thomas Seawell, are of opinion that the said Seawell apply to the Gentlemen whom he let have the salt.

6th. Your Committee having also taken under consideration the claim of Doctor Joseph Blyth, are of opinion that the Auditors allow him the sum of two hundred and twenty-nine pounds for services done and medicines expended for the Militia of this State.

7th. Have also read the Petition of William Courtney and vouchers relative thereto, and are of opinion that the Auditors be directed to allow William Courtney a reasonable allowance for the rent of his Houses for four months and a half.

8th. Read the Petition of Rowland Harris, and are of opinion that the County Court of Montgomery be impowered, by an act of Assembly for that purpose to lay a tax not exceeding one shilling per annum on every hundred pounds value of taxable property and a proportionable poll tax to defray the charges of erecting the public buildings in said County.

9th. Your Committee also read the Petition of Alexander Morrison, a soldier wounded in the Battle of Eutaw Springs, and are of opinion that the said Morrison be allowed the annual sum of fifteen pounds for five years.

10th. Having read the claim of Andrew Bass to thirty-six head of Cattle, it appears to this Committee that his vouchers are not sufficient, for which reason his claim is rejected.

11. Your Committee took under consideration the Memorial of Robert Burton, Esquire, which is rejected; also having read the Petition of Elisabeth Hinkle it is rejected.

A certificate from the Comptroller respecting Matthew McClure's claim being read, we are of opinion that no further allowance can be made him, but there appears to be a balance due him of one thousand seven hundred and thirty-three pounds, eight shillings and seven pence, as per his account, all which is submitted.

JOHN BUTLER, Ch.

The foregoing report was read and concurred with as to the first, second, third, fourth, seventh, eighth, tenth, eleventh and twelfth

sections; the fifth and ninth sections being postponed for consideration, and the sixth rejected.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

You will herewith receive the report of the Committee of Propositions and Grievances upon the several matters submitted to their consideration with which we concur, except only as to the fifth section relative to the Memorial of Thomas Seawell, which we propose considering at a future time; as also the ninth section, which we postpone a final determination upon until a resolution of Congress for relief of wounded soldiers can be procured, or until some general measure may be adopted by this assembly to relieve the distresses of such persons; and except also as to the sixth section, relative to Doctor Blyth's accounts, which we have thought proper to reject.

The House adjourned till to-morrow twelve o'clock.

WEDNESDAY, 5 May, 1784.

The House met according to adjournment.

Ordered that Mr. Nicholas Long be added to the first Committee of Propositions and Grievances.

Mr. Winslow moved for leave and presented a Bill to authorize Theophilus Evans to receive toll at Rock Fish Bridge, by him built in Bladen County; which was read the first time, passed and sent to the Senate.

Mr. Bloodworth presented the account of the Executors of Robert Hogg against the State. Ordered that the same be referred to the first Committee of Propositions and Grievances.

The Petition of John Walker, of Wilmington, was read and rejected.

Mr. Hooper moved for leave and presented a Bill for building Court Houses and Prisons for the use of the several Districts in this State and for repairing such as are in a state of decay, which was read for information. Ordered that this Bill be read to-morrow for the first time.

Mr. Blount moved for leave and presented a Bill to vest in Nathaniel Allen and others, certain lands therein mentioned, which was read for information. Ordered that this bill be read to-morrow for the first time.

Mr. Blount moved for leave and presented a Bill for erecting public buildings for the use of the State, which was read for information. Ordered that this Bill be read to-morrow for the first reading.

Mr. Hooper moved for leave to prepare and bring in a Bill for docking Intails, regulating the mode of descent of real estates & making provision for the dower of widows. Ordered that he have leave accordingly.

General Butler moved for leave & presented a Bill for repealing an act of the last General Assembly entitled "an act to impower the justices of the County Courts to appoint a County Attorney and Solicitor to prosecute for the State in the County Courts, and for the purpose of appointing a Salary and fees for the Attorney and Solicitor, and other purposes," which was read for information. Ordered that this Bill be read on Friday next for the first reading.

Mr. Davie moved for leave and presented a Bill to amend an act passed at Hillsborough in the year 1783, intitled "an act for emitting one hundred thousand pounds for the year 1783 for the redemption of the paper currency now in circulation, and advancing to the Continental Officers and Soldiers part of their pay and subsistance, and for laying a tax and appropriating the confiscated property for the redemption of the money now emitted," and also an act passed at Halifax in the year 1779 intitled "an act for punishing persons concerned in any of the several species of Counterfeiting in this State," which was read for information. Ordered that this Bill be read on Friday next for the first reading.

General Butler presented the account of James Mebane against the State. Ordered that the same be referred to the first Committee of Propositions and Grievances.

Resolved, That Elijah Graves be allowed the sum of sixty-six pounds, thirteen shilings as a recompence for a negro slave named Swift, executed by public authority; that the Treasurers or either of them pay him the same and be allowed in the settlement of their accounts.

Resolved, That the Treasurers be directed to withhold payment of all sums of money which they have been ordered to pay by this Assembly for executed Slaves until they shall receive further directions from the General Assembly.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We send you herewith a Resolve of this House directing the Treasurers to withhold payment of draughts made on them for executed slaves. We have, the better to effect the purpose of this resolution, directed our Clerks to issue no orders granted by this Assembly of any kind, unless by order of the House.

Resolved, That the Comptroller be requested to deliver to Mr. Matthew McClure the accounts, &c., lodged in the Comptroller's office by him the said Mr. McClure; it appearing to this House that his accounts ought properly to be settled by Mr. Montgomery, who is appointed by Congress to settle the acounts of this State with the United States, &c.

Read the Petition of Matthew Jones, which was referred to the second Comittee of Propositions and Grievances.

Read the Petition of Elijah Robertson, which was referred to the first Committee of Propositions and Grievances.

On a motion, made and seconded, for reconsidering the Petition of Robert Burton, Esquire, Resolved, that the said Petition be recommitted by the Committee of Propositions and Grievances.

Received from the Senate the following Bills, vizt.:

A Bill for establishing a Town in Jones County on the lands of Thomas Webber and others.

A Bill to encourage the destruction of Vermin.

A Bill for docking the Intail of certain lands therein mentioned, and vesting the same in fee simple in Charles Gilmour & William Hendrie & Willie Jones, their heirs and assigns.

A Bill for clearing and opening the navigation of Trent River, in Jones County. Endorsed in Senate, 5 May, 1784, read the second time, amended and passed.

The order of the day for reading for the second time the Bill to encourage Enoch Sawyer to make a Road through Pasquotank River Swamp being called for and read, the said Bill, according to order, was read the second time, amended, passed & sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill to authorize Theophilus Evans to receive Toll at Rock Fish Bridge, by him built in Bladen County.

A Bill for the restraint of Vagrants. Endorsed in Senate, 5 May, 1784, read the first time and passed.

Received from the Senate a Resolve in favor of John Whitaker, Coroner of Wake County, which being read was rejected.

Resolved, That a joint Committee be appointed to consider and report what measures can be adopted to do equal justice to the Creditors of this State, as well as to facilitate the manner of settling accounts, either by abolishing the District Auditors or otherwise. That Mr. Hawkins, Mr. Hooper, Mr. W. Bryan, Mr. Phifer, Col. Long, Mr. Lock, Mr. Starkey, Genl. Butler and Mr. Person be a Committee on the part of this House for that purpose.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose that a joint Committee be appointed to consider and report what measures can be adopted to do equal justice to the creditors of this State, as well as to facilitate the manner of settling accounts either by abolishing the district auditors or otherwise, and have for that purpose on our part, appointed Mr. Hawkins, Mr. Hooper, Mr. W. Bryan, Mr. Phifer, Col. Long, Mr. Lock, Mr. Starkey, Genl. Butler and Mr. Person a Committee.

Resolved, That John Whitaker be allowed the sum of three pounds, eight shillings, current money of the State, for services rendered the public when acting as Coroner of the County of Wake, and that the Collectors and receivers of public Taxes shall receive this resolution and the sum herein mentioned shall draw interest and be discharged in the same manner as Certificates granted by the Board of Auditors in this State.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We do not concur with the resolve of your House in favour of the Coroner of Wake County, but propose that the one herewith sent you be adopted in lieu thereof.

The order of the day for reading for the second time the Bill to amend an act for establishing a Town on the land of William Heritage at a place called Atkin's Banks, in Dobbs County, being called for and read, the said Bill, according to order, was read the second time, amended, passed and sent to the Senate.

The order of the day for reading for the second time the Bill for the establishing a Town on Cumberland River, at a place called the Bluff, near the French Lick, being called for and read, the said Bill,

according to order, was read the second time, amended, passed and sent to the Senate.

The Bill for establishing and laying out a Town in Richmond County was read the second time, amended, passed & sent to the Senate.

Received from the Senate the Resolve of this House allowing Elijah Graves sixty-six pounds, thirteen shillings, and the resolve directing the Treasurers to withold payment of the certificates for allowances made this Assembly, concurred with.

Received from the Senate the Petition of Matthew Jones & the Petition of Elijah Robertson. The account of Robert Hogg, Exor., and the account of James Mebane against the State. Respectively endorsed, read and referred as by the Commons.

The Bill for prolonging the time given by law for securing Lotts in the several Towns within this State was read the second time, passed and ordered to be Engrossed.

Resolved, That the following Bills be read the first time to-morrow, vizt.:

The Bill for the restraint of vagrants.

The Bill for authorizing the Congress of the United States to regulate the Trade of this State with Foreign Nations.

Resolved, That the following Bills be read the second time to-morrow, vizt.:

The Bill to amend an act passed at New Bern the first day of December, 1766, intitled "an act for establishing a School House in the Town of New Bern."

The Bill for establishing a Town in Jones County, on the lands of Thomas Webber and others.

The Bill to encourage the destruction of Vermin.

The Bill for clearing and opening the navigation of Trent River, in Jones County.

The Bill for docking the Intail of certain lands therein mentioned, and vesting the same in fee simple in Charles Gilmour, William Hendrie and Willie Jones, their heirs and assigns.

The Bill to authorize Theophilus Evans to receive toll at Rock Fish Bridge, by him built in Bladen County.

Received from the Senate a Bill for adding part of Guilford Coun-

ty to the County of Randolph. Endorsed in Senate, 4 May, 1784, read the first time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

With this we return you the report of the Committee of Propositions and Grievances concurred with in every respect as by your House.

The several matters to this day referred being postponed, the House adjourned till to-morrow 9 o'clock.

THURSDAY, 6 May, 1784.

The House met according to adjournment.

The following Bills were presented and read for information, vizt.:

A Bill for dividing the District of Morgan.

A Bill to prevent killing Deer by Firelight and at unseasonable times.

A Bill for laying a Tax for the support of Government and for sinking the debts of this State.

A bill for ascertaining the fees of the pilots at Ocracoke, Beaufort and Bogue Inlets, and for appointing Commissioners of the Navigation for Bogue Inlet. Ordered that these Bills be read to-morrow for the first reading.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House consent to appoint a joint Committee to consider of and report what measures can be adopted to do equal justice to the Creditors of this State, &c., and appoint for that purpose Mr. W. Jones, General Rutherford, Mr. Smith, Mr. Saml. Johnston and Mr. Brown.

Read the Petition of Needham Jarnigan, whereupon,

Resolved, That the sheriff of the County of Hertford, or if paid into the hands of the public Treasurer of the District of Edenton, that the said Treasurer refund to Needham Jarnigan the amount of the public tax on one thousand four hundred and eighty one pounds, it appearing that the tax on that sum had been paid on the estate of Cullen Pollock both in the Counties of Bertie and Hertford on the same property.

And that that the said sum of one thousand four hundred and eighty-one pounds be deducted from the amount of taxable property for

the said County of Hertford, and not be considered as any part thereof.

The Memorial of John Griffin and Robert Moore being read, was referred to the Committee to whom was referred the Petition of Joel Lewis.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We cannot agree to your proposition relative to Mr. Matthew McClure's accounts, but are of opinion that the Comptroller be directed to grant Mr. McClure an indented certificate for the sum of one thousand seven hundred and thirty-three pounds, eight shillings & seven pence specie, being the balance due him on the accounts so far as he produced vouchers, and that the Comptroller be directed to deliver Mr. McClure such papers as may be filed in his office as do not relate to that part of the account by him allowed; which papers, with the amount of the account not allowed, be referred to Mr. Montgomery to state and settle the same.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House cannot concur with your proposition relative to the accounts of Mr. McClure as they conceive that Mr. McClure's accounts ought to be wholly settled by one person, which would not be the case provided they were to adopt the mode prescribed by you.

Resolved, That the Bill for vesting in James Williams, his heirs, executors, Administrators & Assigns the property of a Toll-Bridge known by the name of McCraney's Bridge, on the lower Little River in Cumberalnd County, be read to-morrow for the third and last time in this House.

Received from the Senate the Resolve of this House allowing John Whitaker, Coroner, three pounds eight shillings as therein mentioned, concurred with.

The order of the day for reading for the second time the Bill to prescribe the affirmation of allegiance and fidelity to this State to be taken by the people called Quakers, and for granting them certain indulgences therein mentioned, being called for and read, the said Bill according to order was read the second time, amended, passed and sent to the Senate.

Received from the Senate the report of the Committee to whom

was referred the Petitions of a number of the Inhabitants of Pasquotank County. Endorsed in Senate, read and concurred with. The said report being read was concurred with by this House.

Received from the Senate the following Bills, vizt.:

A Bill for altering the names of Joshua Taylor, Moses Taylor, Aaron Taylor, Mark Taylor and William Taylor to that of Joshua Sugg, Moses Sugg, Aaron Sugg, Mark Sugg and William Sugg.

A Bill to alter the place of holding the County Court in Pasquotank County from Windfield to the Town of Nixonton in the said County, and to erect a new Court House, pillory and stocks in the said Town. Endorsed in Senate, 6 May, 1784, read the first time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

With this you will receive the report of the joint Committee on the representation of Mr. Thomas Brickell, in consequence of which this House is induced to recommend that the Clerk of the House of Commons be directed to re-issue to Mr. Brickell a certificate of allowance for his services in attending the last session of Assembly.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We concur with your proposition relative to the re-issuing a certificate to Thomas Brickell, Esq.

Received from the Senate a Bill for altering the times of holding the County Courts of Pleas and Quarter Sessions in the Counties of Montgomery, Richmond, Anson, Mecklenburg, Lincoln, Rutherford, Burke, Rowan, Surry, Wilkes and Guilford. Endorsed in Senate, 6 May, 1784, read the first time and passed.

The following Bills were presented and read for the information of the House, vizt.:

A Bill for appointing Commissioners for extending and establishing the Southern Boundary Line of this State.

A Bill vesting a power in the United States in Congress Assembled to levy a duty on foreign merchandize for the use of the United States.

A Bill to impower the delegates of this State in Congress to assent to a repeal of part of the eighth of the articles of confederation and

perpetual union between the thirteen States of America, and to subscribe and ratify the alteration proposed in the recommendation of Congress of the 18th of April, 1783, in place thereof as part of the said Instrument of Union.

A Bill directing the appointment of Delegates agreeable to the recommendation of Congress.

Ordered that these Bills be read to-morrow for the first reading.

The Memorial of Nicholas Long, Esq., was read and referred to a joint Committee; the members chosen on the part of this House for that purpose are Mr. Winslow, Mr. Blount, Mr. Davie, Mr. Person, Mr. Wilson & Mr. Sitgreaves.

The Petition of sundry inhabitants of the Counties of Mecklenburg and Rowan, in behalf of the children of Jacob Egner, being read was referred to the Committee appointed to report on the public papers, &c.

Mr. Long from the Committee to whom was referred the Memorial of Lieutenant Colonel Joel Lewis, Reported as follows, vizt.:

That they are of opinion the most eligible mode of liquidating and finally adjusting the accounts of the officers and soldiers of the late State Regiment, will be by reference to the District Auditors. All which is submitted.

NICHOLAS LONG, Ch.

The House taking the said report into consideration concurred therewith.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose that the Committee to report on the public dispatches be directed to devise and report a more equal and effectual mode of taxation than is at present in use in this State.

Received from the Senate the Memorial of John Griffin & Report

Received from the Senate the Memorial of John Griffin & Robert Moore. Endorsed, read and referred as by the Commons.

Resolved, That General Butler and Mr. I. Skinner be appointed to examine, on the part of this House, the Engrossed Bills.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have appointed Genl. Butler and Mr. Skinner to examine the Engrossed Bills.

Received from the Senate the Resolve of this House directing the Sheriff or the Treasurer of Edenton District to refund the Tax on £1481 to Needham Jarnagan, concurred with.

Received from the Senate a Bill to prevent the exportation of unmerchantable commodities. Endorsed in Senate, 6th May, 1784, rad the first time and passed.

Ordered that this Bill be read the second time on Saturday next.

The order of the day for reading for the second time the Bill to amend an act passed at New Bern the first day of December, 1766, entitled "an act for establishing a School House in the Town of New Bern," being called for and read, the said Bill, according to order, was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Resolve for the better and more speedy relief of the persons to whom annuities have been granted, which being read was concurred with.

The order of the day for reading for the second time the Bill to encourage the destruction of vermin, being called for and read, the said Bill according to order, was read the second time and rejected.

The Petition of David Miller was read and referred to the first Committee of Propositions and Grievances.

The order of the day for reading for the second time the Bill for establishing a Town in Jones County on the lands of Thomas Webber and others, being called for and read, the said Bill was according to order, read the second time, amended, passed and ordered to be Engrossed.

Received from the Senate the following messages, vizt.:

Mr. Speaker and Gentlemen:

It is likewise the opinion of this House that the Committee to which is referred the public dispatches be directed to report on the subject of taxation.

Mr. Speaker and Gentlemen:

Mr. Willie Jones and Mr. Samuel Johnston will, on the part of this House, act with the Gentlemen by you appointed to examine and compare the engrossed copies of the Bills which may be passed this session, with the originals.

Received from the Senate the Petition of the Inhabitants of the Counties of Mecklenburg and Rowan in favour of the children of

Jacob Egner. Endorsed, read and referred as by the Commons.

Received from the Senate the report of the Committee to which was referred the Memorial of Lieutenant Colonel Joel Lewis. Endorsed, read and concurred with.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I submit to your pleasure the letters sent herewith; the one I am informed is from the mercantile Houses in Hamburg, a free imperial city in Germany; the others from one of equal eminence in Amsterdam. As the writers discover a friendly disposition to lend aid to our commerce a Resolution from the Honourable the Legislature, expressive of encouragement to such opulent foreigners may not be improper, to give more weight and satisfaction to what the executive might hold out to them on this subject. This will also convince our late enemies that we mean not to be beholden to them for Trade under their restrictions, when our commerce is already courted by a number of capital merchants in Europe, and which by proper attention paid to its interests, may soon be by the World.

ALEX. MARTIN.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

You will herewith receive a message from His Excellency the Governor, addressed to the General Assembly, together with the Letters therein alluded to, which we propose referring to the Committee appointed to report on the public dispatches, &c.

Pursuant to the order of the day the Bill to vest in Nathaniel Allen and others, certain lands therein mentioned, was read the first time, passed and sent to the Senate.

Received from the Senate the following Engrossed Bills, vizt.:

A Bill for vesting in James Williams, his heirs, Executors, Administrators and assigns, the property of the Toll Bridge known by the name of McCraney's Bridge, on the lower little River in Cumberland County.

A Bill to establish a Town on the land of John Walker, at a place

called Deep Water, joining Fort Johnston, on the River Cape Fear in Brunswick County. Endorsed in Senate, 4 May, 1784, read the second time, amended and passed.

Received from the Senate the Memorial of Nicholas Long, Esquire. Endorsed, read and referred to Mr. Saml. Johnston, Mr. W. Jones, Mr. Cocke, Mr. Macon and Mr. Ramsey.

Mr. Davie moved for leave and presented a Bill to revise the Laws, which was read for information and ordered to lie on the Table until Monday next, & then to be read for the first time.

Recd. the Petition of a number of the Inhabitants of Guilford County praying a division thereof; Whereupon, Mr. Gallaway moved for leave and presented a Bill agreeable to the prayer of the said Petition, which was read for information and ordered to lie on the Table until Monday next and then to be read for the first reading.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We agree that the message from His Excellency the Governor, of this day, addressed to the General Assembly, together with the letters accompanying it, be referred to the Committee to which was referred the consideration of the public dispatches laid before this Assembly.

Resolved, That the Bill to alter the place of holding the County Court in Pasquotank County from Windfield to the Town of Nixonton, in the said County and to erect a new Court House, Pillory and Stocks in the said Town, be read the first time To-morrow.

Received from the Senate the Bill to vest in Nathaniel Allen, and others, certain Lands therein mentioned. Endorsed in Senate, 6 May, 1784, read the first time and passed. Ordered that this Bill be read the second time on Monday next.

Resolved, That the Bill for adding part of Guilford County to the County of Randolph, be read the first time on Monday next.

Pursuant to the order of the day, the Bill for repealing an act of the last General Assembly entitled "an act to impower the justices of the County Courts to appoint a County Attorney and Solicitor to prosecute for the State in the County Courts, and for the purpose of appointing a Salary and fees for the Attorney and Solicitor and other purposes," was read the first time, passed and sent to the Senate.

Mr. Hooper moved for leave to withdraw for amendment, the Bill for building Court Houses and Prisons for the use of the several Districts, &c.

Ordered that he have leave accordingly, and that he bring in the said Bill on Monday next, when it shall be read for the first time in this House.

Pursuant to the order of the Day, the Bill for docking the Intail of certain Lands therein mentioned, and vesting the same in fee simple in Charles Gilmour & William Hendrie & Willie Jones, their heirs and assigns, was read the second time. On the question shall this Bill be put on its passage or not, it was objected to and carried in the negative.

Ordered that the Bill lie on the Table until Tuesday next, and then be put on its passage.

Resolved, That the Bill for dividing Duplin County be read tomorrow for the third and last reading in this House.

Received from the Senate the Petition of William Bell. Endorsed, read and referred to the first Committee of Propositions and Grievances.

The said Petition being read was referred by this House to the said Committee.

Pursuant to the order of the day, the Bill to authorize Theophilus Evans to receive toll at Rock Fish Bridge, by him built in Bladen County, was read the second time, amended, passed and sent to the Senate.

Pursuant to the order of the day, the Bill to amend an act passed at Hillsborough in the year 1783, entitled "an act for emitting one hundred thousand pounds for the year 1783, for the redemption of the paper currency now in circulation, & advancing to the Continental Officers and Soldiers part of their pay and subsistance, and for laying a tax and appropriating the confiscated property for the redemption of the money now emitted;" and also an act passed at Halifax in the year 1779, entitled "an act for punishing persons concerned in any of the several species of counterfeiting in this State," was read the first time, passed and sent to the Senate.

Pursuant to the order of the day, The Bill for the restraint of Vagrants was read the first time, passed and sent to the Senate.

Pursuant to the order of the day, the Bill for authorizing the

United States in Congress assembled to regulate the trade of this State with Foreign Nations, was read the first time, passed and sent to the Senae.

The House adjourned till to-morrow morning 9 o'clock.

FRIDAY, 7 May, 1784.

The House met according to adjournment.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose that the Committee of Propositions and Grievances reconsider the Petition of Robert Burton, Esquire, Quarter Master, &c.

The Petition of William Elliott being read, was referred to the Committee to whom was referred the Petition of Samuel Strudwick, Esquire, late Secretary, &c.

Pursuant to the order of the day, the Bill for dividing the District of Morgan was read the first time, passed and sent to the Senate.

Received from the Senate the Petition of David Miller. Endorsed, read and referred as by the Commons.

Pursuant to the order of the day, the bill to prevent killing Deer by firelight at unseasonable times of the year, was read the first time, amended, passed and sent to the Senate.

Received from the Senate the Petition of William Elliott. Endorsed, read and referred as by the Commons.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent that the Committee of Propositions and Grievances be directed to reconsider the Petition of Robert Burton, Esquire.

Received from the Senate the following Bills, vizt.:

A Bill for repealing an act of the last General Assembly entitled "an act to impower the Justices of the County Courts to appoint a County Attorney and Solicitor, to prosecute for the State in the County Courts and for the purpose of appointing a Salary and Fees for the Attorney and Solicitor and other purposes."

A Bil for dividing the District of Morgan. Endorsed in Senate, 7 May, 1784, read the first time and passed.

Ordered that these Bills be read the second time on Monday next.

Mr. Blount moved for leave and presented a Bill ceding to the

Congress of the United States certain Western Lands, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same, which was read for information, and ordered to lie on the Table until Monday next & then to be read for the first reading.

Ordered that the Bill for laying a Tax for the support of Government & for sinking the debts of this State, lie on the Table for further consideration.

General Butler, from the Committee of Propositions and Grievances delivered in a report which was ordered to lie on the Table.

The Bill for ascertaining the fees of the Pilots at Ocracoke, Beaufort and Bogue Inlets and for appointing Commissioners of the Navigation for Bogue Inlet, was read the first time, passed and sent to the Senate.

The Bill for vesting in James Williams, his heirs, Executors, Administrators and assigns, the property of the Toll Bridge known by the name of McCraney's Bridge, on the lower Little River in Cumberland County, was read the third time, passed and sent to the Senate.

The Bill for appointing Commissioners for extending and establishing the Southern Boundary Line of this State, was read the first time, passed and sent to the Senate.

The Bill vesting a power in the United States in Congress assembled, to levy a duty on Foreign Merchandize for the use of the United States, was read the first time, amended, passed and sent to the Senate.

The Bill to impower the Delegates of this State in Congress to assent to a repeal of part of the eighth article of Confederation and perpetual Union between the thirteen States of America, and to subscribe and ratify the alteration proposed in the recommendation of Congress of the 18th of April, 1783, in place thereof as part of the said Instrument of Union, was read the first time, passed and sent to the Senate.

The Bill directing the appointment of Delegates agreeable to the recommendation of Congress, was read the first time, passed and sent to the Senate.

The Bill to alter the place of holding the County Court in Pasquotank County from Windfield to the Town of Nixonton, in the said County, and to erect a new Court House, Pillory and Stocks in the

said Town, was read the first time, passed and sent to the Senate.

Mr. Blount moved for leave and presented a Bill to encourage Enoch Ward and Company to cut a Canal from Club-Foot's Creek to Harloe's Creek, which was read for information and ordered to lie on the Table until Monday next, and then to be read for the first reading.

Mr. Starkey from the Committee to whom was referred the Petition of Mr. William Cocke, reported as follows, vizt.:

That the facts set forth in Mr. Cocke's Petition have been fully supported by proof to your Committee, and they recommend that so much of the twelfth section as is contained in the following words, to-wit: "And it is hereby expressly declared that it shall not be lawful for any person or persons to claim, enter or survey the Great Island in Holston River; and if any such Entry be made (the same having been in open violation of Treaty) is hereby declared void; and be it enacted, that the said Island shall be, and hereby is reserved and appropriated to the sole purpose of holding talks and Treaties on, with the said Cherokee Indians, and shall not be granted, sold or disposed of, to any person or persons whatever. Passed at the last session of Assembly entitled 'An act for opening the land office for the redemption of specie and other certificates and discharging the arrears due to the army,' be repealed and made void."

EDWD. STARKEY, Ch.

The House taking the said report into consideration concurred therewith.

Received from the Senate a Message proposing to ballot to-morrow for Delegates and Treasurers, which being read was ordered to lie on the Table for consideration.

The Bill for dividing Duplin County was read the third time, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill directing the appointment of Delegates agreeable to the recommendation of Congress.

A Bill vesting a power in the United States in Congress assembled to levy a duty on foreign Merchandize for the use of the United States.

A Bill to prevent the several species of hunting therein mentioned.

A Bill for appointing Commissioners for extending and establish-

ing the Southern Boundary Line of this State. Endorsed in Senate, 7th May, 1784, read the first time and passed.

Ordered that the said Bills be read the second time in this House on Monday next.

Resolved, That the Bill for dividing Cumberland County into two distinct Counties, and for other purposes therein mentioned, be read the second time in this House on Monday next.

Received from the Senate the following Reports of the Committee of Propositions and Grievances, vizt.:

A report on the Memorial of the Honourable Judge Spencer.

A report on the Certificate of Francis Jones in favour of Alfred Moore, Esquire.

A report in favour of Edward Davis.

A report on the Petition of Jane Scoby.

A report on the Petition of John Simpson, and

A report on the Petition of Abram Bledsoe, which being read were severally concurred with.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

With this you will receive the report of the Committee to which was referred the Memorial of Richard Henderson and Company; the subject matter of which we propose shall be recommitted, and appoint on the part of this House Mr. Lane, Mr. Macon and Mr. Irwin, in addition to the Committee already appointed to consider of this Memorial.

It is the opinion of this House that the Committee be directed to report whether or not the Memorialists are entitled to a further grant of land from the State, and if so, to what number of acres.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree that the report of the Committee on the Memorial of Richard Henderson and Company, be recommitted and that the Committee shall report as by you proposed.

The House adjourned till to-morrow 5 o'clock p. m.

SATURDAY, 8th May, 1784.

The House met according to adjournment.

Received from the Senate the following Bills, vizt.:

A Bill for annexing certain lands laid off by Thomas Respess, Esquire, to the town of Washington, and for impowering the Commissioners to lay a tax on the Inhabitants of said Town.

A Bill for extending the boundary line between the Counties of Currituck and Camden and for allowing County Surveyors further time to make their returns. Endorsed in Senate, 5 May, 1784, read the second time, passed and ordered to be Engrossed.

A Bill for establishing and laying out a town in Richmond County. Endorsed in Senate, 6 May, 1784, read the second time, passed and ordered to be Engrossed.

Ordered that Mr. N. Jones have leave to absent himself from the service of the House until Monday, Mr. P. Hawkins, Mr. Sessums & Mr. Cage until Tuesday and Mr. Clark until Wednesday.

Resolved, That Mr. William Blount & Dr. White be appointed on the part of this House to superintend the balloting for a Council of State.

Mr. William Blount, from the joint Balloting for a Council of State, Reported, that Nathaniel Macon, Philemon Hawkins, Sen., James Sanders, Thomas Polk, Robert Burton and Robert Bignal, Esquires, were elected members of the Council of State, That neither of the other Gentlemen in nomination had a majority of the votes of both Houses of the General Assembly in their favour, and therefore recommended to the House that one other member of the Council should be again balloted for.

The House taking the said report into consideration resolved, that they do concur therewith.

The House adjourned till Monday morning 9 o'clock.

MONDAY, 10 May, 1784.

The House met according to adjournment.

Mr. McDowall moved for leave and presented a Bill for appointing Commissioners in the District of Morgan for the purpose of erecting a Court House, Prison and Stocks in the County of Burke for the use of said District, and for levying a tax to complete the same; also, for laying out and establishing a town in Burke County, which was read for information and ordered to lie on the Table until Tomorrow & then to be read for the first reading in this House.

Mr. David Wilson presented the claims of Col. Elijah Clark, of

the State of Georgia, which being read were referred to the Committee of Claims and Depreciation.

Mr. Person from the Committee to which was referred the Petition of the Inhabitants of Davidson County, Reported as follows, vizt.:

That the following persons, vizt.: John Cockrill, Ann Cockrill, formerly the widow Ann Johnston, Robert Espy, John Buchannan, Cornelius Ruddle, James Mulkerin, James Todd, Isaac Johnston, John Gibson, Francis Armstrong, John Kennady, Sen., Mark Roberson, William Ellis, James Thompson, James Shaw, James Franklin, Henry Howdyshall, Pierce Castillo, Morris Shean, William Logan, David Hodd, John White, Peter Leoney, William Collins, Jonas Maniffee, Capt. Daniel Williams, John Evans, Andrew Thomson, Casper Mansco, George Freeland, Daniel Johnston, Edward Swanson, Andrew Kellow, Francis Hodge, John Mulkerin, James Freeland, John Tucker, James Foster, Amos Heaton, Dennis Condry, Frederick Stump, Russell Gower, Andrew Ervin, Thomas Prater, Isaac Lindsey, Moses Winters, James Harris, John Browne, Lewis Crane, John Montgomery, Stephen Ray, Daniel Hogan, Thomas Spencer, Humphrey Hogan, Haydon Wells, Henry Ramsey, John Barrow, Jno. Thomas, Wm. Stuart, Saml. Walker, David Rounsevall, Arthur MacAdoe, Jas. McAdoe,Henry Turner, Saml. Burton, John Dunham, Ephraim Pratt and James Robertson, each and every one of them, receive a grant of six hundred and forty acres of land, including their pre-emptions, without being required to pay any price to the State for the same, provided that every person receiving such grant shall pay the office and surveyor's fees for the same. And the Committee are further of opinion that the Heirs or devisees of Zachariah White, Alexander Buchannan, James Leper, James Harrod, Alexander Thomson, David Maxwell, Robert Lucas, Timothy Tirrell, William Hood, Edward Carvin, William Nieley, James Shanklin, Samuel Morrow, George Kennedy, John Robertson, Abel Gowen, Sen., Abel Gowen, Jun., Nicholas Trammell, Philip Mason, James Turpin, Nathan Turpin, Jacob Stump, Nicholas Gentry, William Cooper, Jacob Jones, James Mayfield, William Green, William Johnston, Samuel Scott, George Aspie, William Leighton, John Evans, John Crutchfield, Joseph Hay, John Searcey, Isaac Lucas, Patrick Quigley, Jacob Stull, Joseph Milligan, Abram Jones, David Fane, Benjamin Porter, Edward Larimore, William Gausney, Jon-

athan Jennings, David Gowin, Jesse Bialston, Joseph Renfrew, Philip Coonrod, William Guasnay, John Bernard, John Lumsden, John Gilkey, Solomon Phelps, James John, Thomas Harney, Alexander Allerson, John Blackamore, James Fowler, John McMuntry, John Shockley, John Galloway and Isaac Lavavour, who were killed in the settlement and defence of the said County of Davidson, receive grants for the same number of acres in the same manner, and on the same terms and conditions as the former.

And, as it appears that Christopher Gais, Sen., Christopher Gais, Jun., Jonathan Gais, Kasper Bocker, Richard Breeze, Princis Cocke, Mark Nobles, John Kitts, Isaac Mayfield, Samuel Hollis, Isaac Rounsevall, Enias Thomas, Joshua Thomas, Caleb Winters, John Buchannan, Sen., John Kennedy, Sen., John Kennedy, Jun., John Castello, Robert Thomson, and Swanson Williams, part of them arrived from different places at the Cumberland settlements soon after the time prescribed by the law for obtaining preemptions expired, and part of them were there before the expiration of the time, but were under age; and, as it also appears that all of them have continued there ever since their arrival and assistd in defending the Country, it is the opinion of the Committee that they also receive free grants of the same number of acres, as those mentioned above, and be allowed the liberty of laying them wherever they can find vacant lands and of entering them with the entry officer of Davidson County; on paying the usual office fees. All which is submitted.

THOMAS PERSON, Ch.

(Note—This refers to Davidson County, Tennessee—Ed.)

The House taking the said report into consideration concurred therewith.

Mr. Cumming moved for leave and presented a Bill to authorize and impower Isaac Gregory, Esq., formerly Sheriff of Pasquotank, now Pasquotank and Camden Counties, to collect the arrears of taxes due him from the Inhabitants of said Counties for the years 1769, 1770, 1771, 1772 and 1774, which was read for the information of the House, and ordered to lie on the Table until Tomorrow and then to be read for the first reading in this House.

Mr. B. Hawkins moved for leave and presented a Bill vesting certain powers therein mentioned in the United States, in Congress

assembled, which was read for the information of the House, and ordered to lie on the Table until To-morrow and then to be read for the first reading in this House.

The Petition of Brice Collins was read & the subject matter thereof referred to the Auditors of Hillsborough District for an allowance.

The Petition of Demsey Burgess being read, was referred to the joint Committee to whom was referred the Petition of Nathaniel Allen and others.

The Memorial of Peter Terry was read and referred to the first Committee of Propositions and Grievances.

The Bill for erecting public buildings for the use of the State was read the first time, amended, passed & sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill for ascertaining the fees of the pilots at Ocracoke, Beaufort and Bogue Inlets and for appointing Commissioners of the Navigation for Bogue Inlet. Endorsed in Senate, 7 May, 1784, read the first time and passed.

A Bill for authorizing the United States in Congress assembled, to regulate the Trade of this State with Foreign Nations.

A Bill for the restraint of vagrants.

A Bil to alter the place of holding the County Court in Pasquotank County from Windfield to the Town of Nixonton, in the said County, and to erect a new Court House, Pillory and Stocks in the said Town. Endorsed in Senate, 10 May, 1784, read the second time and passed.

Ordered that the said Bills be read to-morrow.

Received from His Excellency the Governor, the two following messages, vizt.:

To the Honourable the General Assembly:

Gentlemen:

You have herewith the Petition of Ralph McNair late received, and some papers from him inclosed, together with a Petition from his Brother, Ebenezer McNair, which I am requested to lay before you.

ALEX. MARTIN.

To the Honourable the General Assembly:

Gentlemen:

I send herewith for your perusal two acts of the honourable, the Legislature of South Carolina, communicated to me by His Excellency the Governor of that State.

ALEX. MARTIN.

At the same time received the several papers, &c., referred to in the two before mentioned messages from His Excellency the Governor, which being read were referred to the Committee to whom the State papers, &c., were referred.

Received from the Senate the Claims of Col. Elijah Clark, of the State of Georgia. Endorsed, read and referred as by the House of Commons.

Received from the Senate the report of the Committee to whom was referred the Petition of William Cocke. Endorsed, read and concurred with.

Mr. B. Hawkins moved for leave and presented a Bill for extending the navigation of Roanoke river, which was read for information and ordered to lie on the Table until to-morrow and then read for the first reading in this House.

Received from the Senate the following Bills, vizt.:

A Bill to describe the lands granted to Major General Nathaniel Greene and to confirm the title thereof in the said Nathaniel Greene, his heirs and assigns, forever.

A Bill for levying a tax for paying the interest of the certificates granted to officers and soldiers of the Continental Line of this State pursuant to an act passed in 1783, intitled "an act to amend an act intitled an act for the relief of the officers and soldiers of the Continental Line and for other purposes."

A Bill for establishing a Court of Oyer and Terminer and General Gaol delivery in the County of Davidson. Endorsed in Senate, 10 May, 1784, read the first time and passed.

Ordered that the said Bills be read for the information of the House, the same were accordingly read, and ordered to lie on the Table until To-morrow and then read for the first reading in this House.

Mr. Nash moved for leave to withdraw for amendment the Bill

to revise the Laws. Ordered that he have leave accordingly, and that Mr. Davie assist Mr. Nash in this business.

Received from the Senate the following Bills, vizt.:

A Bill to impower the Delegates of this State in Congress to assent to a repeal of part of the eighth of the articles of Confederation and perpetual Union between the thirteen States of America, and to subscribe and ratify the alteration proposed in the recommendation of Congress of the 18th of April, 1783, in place thereof, as part of the said Instrument of Union. Endorsed in Senate, 7 May, 1784, read the first time and passed.

A Bill to amend an act passed at Hillsborough in the year 1783, intitled "an act for emitting one hundred thousand pounds for the year 1783, for the redemption of the paper currency now in circulation and advancing to the Continental Officers and Soldiers part of their pay and subsistance, and for laying a tax and appropriating the confiscated property from the redemption of the money now emitted," and also an act passed at Hillsborough in the year 1779, entitled "an act for punishing persons concerned in any of the several species of counterfeiting in this State" Endorsed in Senate, 10 May, 1784, read the first time and passed.

Ordered that these Bills be read the second time to-morrow.

Mr. Starkey moved for leave and presented a Bill to impower Edward Winslow to receive storage for Tobacco inspected and deposited in the ware house by him built at Fayetteville, which was read for information of the House, and ordered to lie on the Table until to-morrow and then read for the first reading in this House.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We appoint Mr. Bloodworth, Mr. Starkey, Mr. Nash and Mr. Person, with such of your body as you may nominate, a Committee to prepare and bring in a Bill for processioning Lands.

Received from the Senate the Petition of Dempsey Burges and the Petition of Brier Collins, and the Memorial of Peter Terry. Referred by the House of Commons.

Received from the Senate the following Bills, vizt.:

A Bill for appointing Commissioners to lay off and make a road from the Long Island of Holston to Greene Lick on Duck River, and to the French Lick on Cumberland.

A Bill for prescribing the mode of assessing all that tract of Country included within the boundary line between this State and the Cherokee Indians (as fixed by an act of the last session of Assembly) which lies westward of the Apalachian Mountains and for collecting the taxes and appropriating the monies arising therefrom. Endorsed in Senate, 10 May, 1784, read the first time and passed.

The Bill to prevent the exportation of unmerchantable commodities, was read the second time, amended, passed & sent to the Senate.

The two last mentioned bills received from the Senate were read for the information of the House, and ordered to lie on the Table until Wednesday, then to be read for the first reading in this House.

Received from the Senate the papers, &c., received this Day with the two messages from His Excellency the Governor. Endorsed, read and referred, as to the letter and papers from the Governor of the State of South Carolina & the mesages from His Excelency the Governor of this State, as by the Commons; but the Petition of Mr. Ralph and Ebenezer McNair rejected.

Received from the Senate the report of the Committee on the Petition from Davidson County, concurred with.

The Petition of Jacob Brown was read and referred to a joint Committee, the members chosen by this House are Mr. Person, Mr. Hawkins, Mr. Carter, Mr. Davie, Mr. B. Hawkins, Mr. Sitgreaves, Mr. Lock and Mr. McDowall.

Ordered that Mr. Thomas Alderson have leave to absent himself from the service of this House after Sunday next.

The Petition of John Foley was read and referred to the first Committee of Propositions and Grievances.

Received from the Senate a Resolve of that House allowing Andrew Allison, of Rowan County, the sum of Twelve pounds, which being read was concurred with.

The Bill for dividing Guilford County was read the first time, passed and sent to the Senate.

The Bill to vest in Nathaniel Allen and others, certain Lands therein mentioned was read the second time, amended, passed and sent to the Senate.

The Bill for adding part of Guilford County to the County of Randolph, was read the first time, passed & sent to the Senate.

Received from the Senate the following messages, vizt.:

Mr. Speaker and Gentlemen:

Mr. Lockhart, Mr. Smith, Mr. Samuel Johnston, General Gregory and General Rutherford will act with the Gentlemen by you appointed to prepare and bring in a Bill for processioning Lands. It is the opinion of this House that this Committee be likewise directed to prepare and bring in a Bill for regulating and establishing a Militia in this State.

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot to-morrow at 4 o'clock in the afternoon for the place where the seat of Government shall be fixed, and put in nomination the towns of Tarborough, Smithfield, New Bern, Fayetteville, Salem and Hillsborough. We likewise nominate the plantation of John Abernathie in Wake County. It is the opinion of this House that the Councillor of State yet remaining to be elected be balloted for at the same time, for which appointment we nominate Thomas Eaton, Esq., and propose that two members be appointed by the Senate, and two from the House of Commons to attend and receive from the members in their respective Houses their Ballots, and to examine and make report thereon, and have on the part of this House appointed Mr. Coor and Mr. Macon for that purpose.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree that the Committee appointed to prepare and bring in a Bill for processioning lands shall also bring in a Bill to regulate and establish a Militia in this State. We also agree to ballot Tomorrow at 4 o'clock for the place where the seat of Government shall be fixed, for the Councillor yet to be elected, and in manner by you proposed. We put in nomination for Councillor General Sumner, and have appointed Mr. Winslow and Mr. Payne to superintend the balloting.

Resolved That the following Bills be read to-morrow for the third and last reading, vizt.:

A Bill for impowering the Court of Brunswick County to adjourn to the place which they shall think most convenient for holding the same.

A Bill to impower Arthur Brown, Esquire, late Sheriff of Bertie County, to collect the arrears for Taxes due for the County in the year one thousand, seven hundred and seventy-four, and one thousand, seven hunderd and seventy-five.

A Bill for laying an additional tax on the Inhabitants of Nash County for the purpose of finishing the public buildings.

A Bill to establish a Town on the lands of John Walker, at a place called Deep Water Point, joining Fort Johnston on the River Cape Fear, in Brunswick County.

A Bill for extending the Boundary Line between the Counties of Currituck and Camden, and for allowing County Surveyors further time to make their returns.

A Bill for establishing and laying out a Town in Richmond County.

A Bill for annexing certain lands laid off by Thomas Respess, Esquire, to the Town of Washington, and for impowering the Commissioners to lay a tax on the Inhabitants of said Town.

A Bill to alter the name of Frederick Totevine to Frederick Lane.

A Bill to ascertain the measurement of firewood sold in the several Towns established within this State by the Legislature.

A Bill for prolonging the time given by law for securing Lotts in the several Towns within this State.

The several matters to this day referred being postponed, the House adjourned till to-morrow morning 9 o'clock.

TUESDAY, 11 May, 1784.

The House met according to adjournment.

Mr. Bloodworth moved for leave and presented a Bill for dividing the Election within the County of New Hanover, which was read for the information of the House and ordered to lie on the Table until To-morrow, and then to be read for the first reading in this House.

The House resumed the consideration of the report of the Committee of Propositions and Grievances, when it was concurred with as follows, vizt.:

That having read the Memorial of Elijah Roberson, it is the opinion of your Committee that the said Roberson be allowed nine hundred and sixty Acres of land for his services as a Commissary to the Commissioners appointed to lay off the lands for the officers and Soldiers of the Continental Line of this State.

Your Committee having read the recommendation from the County Court of Bladen in favour of Sarah White, widow of Stephen White, who lost his life in the defence of his Country at the battle of Monmouth Court House, and the said widow being now, on account of her poverty, a proper object of public notice, are of opinion that the said Sarah White be allowed the annual sum of fifteen pounds for the term of three years.

Read the recommendation from the County Court of Bladen in favour of Jemima Ray, whose husband lost his life in defence of his Country in the action near Camden in the year one thousand, seven hundred and eighty, and the said widow having several small children, one of which is deformed, recommend that she be allowed the annual sum of fifteen pounds for three years.

Read the recommendation from the County Court of Bladen in favour of Ann Averit, whose husband lost his life in defence of his Country and the said widow having several small children, one of which is an object of charity occasioned by its deformity, are of opinion that the said Ann Averit be allowed the annual sum of Fifteen pounds for the term of three years.

Read the Petition of William Bell, late Commissary of Randolph County, and having taken into consideration the situation of the said County where many of the public records and other papers were destroyed by the Enemies of the United States, are of opinion that the Comptroller General be directed to admit the said William Bell to his oath for all vouchers that were destroyed by the Enemy, and allow the same in the settlement of his accounts.

J. BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

Mr. Davie moved for leave and presented a Bill for indemnifying the Commissioners of confiscated property from vexatious suits and prosecutions, which was read for the information of the House and ordered to lie on the table until Tomorrow and then to be read for the first reading in this House.

Received from the Senate the report of the Committee to whom was referred the Petition of Richard Cogdell, which being read was concurred with.

Read the Memorial of the Commissioners for regulating the Nav-

igation and pilotage of Cape Fear River; whereupon, Mr. A. Maclaine moved for leave and presented a bill for regulating the pilotage and facilitating the navigation of Cape Fear River, which was read for the information of the House and ordered to lie on the table until Tomorrow and then to be read for the first reading in this House.

Mr. Samuel Smithwick, one of the members for Martin county, appeared, was qualified and took his seat.

A Memorial signed by Henry Young in behalf of a meeting of the Inhabitants of Wilmington, was read, whereupon, Mr. Maclaine moved for leave and presented a Bill intitled "an Act for the regulation of the town of Wilmington," which was read for the information of the House and ordered to lie on the Table until Tomorrow & then to be read for the first reading in this House.

Received from the Senate the report of the joint Committee on the Memorial of Nicholas Long, Esquire, Continental Deputy Quarter Master General for North Carolina, which being read was rejected.

Resolved, notwithstanding, That the General Assembly entertain a high and proper sense of the integrity and faithful services of Col. Nicholas Long, late Quarter Master General of this State.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have rejected the report of the Committee on the Memorial of Col. Long and in consequence thereof entered into the resolve herewith sent for your concurrnce.

Mr. Hooper, according to order, presented a Bill to regulate the descent of real estates. To do away with Entails. To make provision for widows and to prevent frauds in the execution of last Wills and Testaments; which was read for the information of the House and ordered to lie on the Table until Thursday next and then to be read for the first reading in this House.

Ordered that the accounts of Doctor Hugh Boyd, (which were laid before the last General Assembly) be referred to a joint Committee. The members chosen by this House are Mr. Bloodworth, Mr. White & Mr. Person.

Mr. Hooper, who withdrew for amendment the Bill for building Court Houses and Prisons for the use of the several Districts in this

State and for repairing such as are in a State of decay, delivered in the same at the Table, where it was read for the first reading in this House with the amendments, passed and sent to the Senate.

Mr. Gilispie moved for leave and presented a Bill to repeal such of the laws of this State as are inconsistent with the Treaty of Peace between the United States and his Britannic Majesty, which was read for the information of the House and ordered to lie on the Table until Thursday next, and then to be read for the first reading in this House.

Mr. Gillispie presented a Bill to amend and reduce to system the confiscation Laws now in force in this State, which was read for the information of the House and ordered to lie on the Table until Thursday next, and then to be read for the first reading in this House.

The Petition and remonstrance of Patrick St. Lawrence was read and referred to the Committee to whom was referred the State Papers, &c.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose balloting at four o'clock this evening for the delegation from this State to Congress, and that it consist of four. The Gentlemen the other day elected will probably not continue in it, indeed they cannot, if the Bill now on its passage respecting the Delegation should pass, longer than some time in next Fall when we should be not fully represented, unless four be chosen, whose delegation shall commence from that time. We put in nomination for delegates Richard Dobbs Spaight, Esq., Adlai Osborne, Esq., Benjamin Smith, John Sitgreaves, Edward Starkey, Spruce McKay, & William Cumming, Esquire. We also propose that the balloting be conducted in the manner you proposed yesterday, with respect to the seat of government. We further add Col. Caleb Grainger to the nomination and Mr. Adam Boyd, and Mr. John Penn.

The Acct. of Thornton Yancey was read and referred to the first Committee of Propositions and Grievances.

The Bill for repealing an act of the last General Assembly intitled "an act to impower the justices of the County Courts to appoint a County Attorney and Solicitor to prosecute for the State in the County Courts, and for the purpose of appointing a Salary and fees

for the Attorney and Solicitor, and other purposes," was read the second time, amended, passed and sent to the Senate.

The Bill to encourage Enoch Ward and Company to cut a Canal from Club Foot's Creek to Harloe's Creek, was read the first time, passed and sent to the Senate.

The Bill directing the appointment of Delegates, agreeable to the recommendation of Congress, was read the second time, passed and sent to the Senate.

The Bill for appointing Commissioners in the District of Morgan for the purpose of erecting a Court House, Prison and Stocks in the County of Burke for the use of said District, and for levying a tax to complete the same, also for laying out and establishing a town in Burke County, was read the first time, passed and sent to the Senate.

Received from the Senate the following mssage:

Mr. Speaker and Gentlemen:

We accede to your proposition, relative to balloting for the Delegation from this State to Congress, in every respect.

Ordered that Mr. Payne, of Warren, have leave of absence from this session of Assembly.

Received from the Senate the Petition of Jacob Brown. Endorsed, read and referred to General Rutherford, Mr. Bruce and Mr. Martin.

Mr. Payne, from the joint balloting, reported that Richard Dobbs Spaight, John Sitgreaves, and Thomas Person, Esquires, were elected Delegates, and Thomas Eaton, Esquire, member of the Council by a majority of the votes of both Houses in the General Assembly. That neither of the other Gentlemen in nomination for Delegates or the places for the seat of Government had a majority of the votes. And therefore recommend to the House that they should proceed immediately to ballot again for the Delegates yet to be appointed, as also for the place at which the seat of Government shall be fixed.

The House taking the said report into consideration concurred therewith.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot immediately for the place where the seat of Government shall be fixed, and nominate the

towns of Tarborough, Fayetteville, and Smithfield. We propose also that the Delegates yet to be made choice of be balloted for, and nominate Mr. Starkey, Mr. Cumming, & Mr. Osborne.

We also nominate for the seat of Government the plantation of Mr. John Abernathie in Wake County.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We concur with your proposition as to balloting for the Delegate yet to be appointed, and for the seat of government. Mr. Winslow and Mr. Payne will conduct the same on the part of this House.

The several matters to this day referred being postponed, the House adjourned till tomorrow 9 o'clock.

WEDNESDAY, 12 May, 1784.

The House met according to adjournment.

Received from the Senate the account of Thornton Yancey, Sheriff of Granville, and the Petition and remonstrance of Patrick St. Lawrence. Endorsed in Senate, read and referred as by the House of Commons.

Recd. also, the report of the Committee of Propositions and Grievances on the Memorial of Elijah Roberson, and the recommendation of Bladen Court in favour of Sarah White, Jemima Ray and Ann Averit, and on the petition of William Bell. Respectively endorsed, read and concurred with.

Received from the Senate the Resolve of this House declaring the sense of the General Assembly on the integrity and faithful services of Col. Long, concurred with.

Received from the Senate the accots. of Doctor Hugh Boyd. Endorsed in Senate, read and referred to Mr. Cocke and Mr. McDowall.

Received from the Senate the following Bills, vizt.:

A Bill for repealing part of an act passed at Hillsborough in May, 1783, intitled "an act for opening the land office for the redemption of specie and other Certificates, and discharging the arrears due to the Army."

A Bill to encourage Enoch Ward, Spyers Singleton, Christopher Neale and Company to cut a Canal from Club Foot's Creek to Harlee's Creek.

A Bill for appointing Commissioners in the District of Morgan,

for the purpose of erecting a Court House, Prison and Stocks in the County of Burke for the use of said District, and for laying a tax to complete the same, also for laying out and establishing a town in Burke county. Respectively endorsed, in Senate, 11 May, 1784, read the first time and passed.

Ordered that these Bills be read tomorrow.

Received from the Senate the following message of yesterday's date, vizt.:

Mr. Speaker and Gentlemen:

It is the sense of this House that the General Assembly ballot tomorrow at four o'clock in the afternoon for the place where the seat of Government shall be fixed and for the Delegate yet to be made choice of.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The Commons agree to the Proposition of the Senate in balloting this evening for the Delegate yet to be made choice of, and the place at which the seat of governmnt shall be fixed.

Mr. Nash, who had leave to withdraw for amendment the Bill to revise the Laws, delivered in the same at the Table, where it was read, with the amendments, for the first reading in this House, passed and sent to the Senate.

Received from the Senate the resolve allowing Jno. Chittin the sum of sixty pounds to relieve his distresses, which being read was concurred with.

Received from the Senate the Memorial of James Hogg, Executor of Thomas Burke, Deceased. Endorsed, read and referred to the Committee of Claims and Depreciation; which being read was referred by this House to the said Committee.

Received from the Senate the report of the Committee of the Petition of a number of the Inhabitants of Greene County, which being read was rejected.

Received from the Senate the report of the Committee, to whom was referred the Petition of James Gillispie, which being read was ordered to lie on the Table for consideration.

Received from the Senate the report of the Committee on the Petition of Matthew Jones, which being read was ordered to lie on the Table for consideration.

Received from the Senate the report of the Committee on the accounts of General William Skinner, which being read was concurred with.

Mr. A. Maclaine moved for leave and presented an additional Bill to an act entitled "an act directing the method of electing members of the General Assembly and other purposes," which was read for the information of the House and ordered to lie on the table until tomorrow, and then to be read for the first reading in this House.

Received from the Senate the report of the Committee on the Petition of Sampson Moseley which being read was concurred with.

Mr. J. Blount moved for leave and presented a Bill to amend an act entitled "an act for opening the land office for the redemption of specie and other certificates, and for discharging the arrears due to the Army," which was read for the information of the House and ordered to lie on the Table until Friday next and then to be read for the first reading in this House.

Resolved, That the Comptroller settle the accounts of issues with Philip Vass, late County Commissioner in Granville to the end that this State may have credit with the United States for such Issues.

Received from the Senate a Bill for levying a further tax in the District of Halifax for repairing the Court House and Gaol of said District. Endorsed in Senate, 12 May, 1784, read the second time, amended and passed. Ordered that this Bill be read the second time in this House on Friday next.

The Bill for dividing the District of Morgan was read the second time and rejected.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the message herewith sent you be presented to His Excellency the Governor, and appoint on the part of this House Mr. Coor and Mr. Hill to attend him with the same.

At the same time received the message addressed to His Excellency the Governor, which being read, was concurred with & Mr. Davie and Mr. Payne appointed to attend his Excellency with the same on the part of this House.

The Bill ceding to the Congress of the United States certain Western lands therein described, and authorizing the Delegates from this

State in Congress to execute a deed or deeds for the same was read the first time, passed and sent to the Senate.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose balloting this evening for the place at which the next session of Assembly shall be held, at the same time of balloting for the Delegates, &c., and nominate the towns of Hillsborough, Tarborough, New Bern, Fayetteville, Smithfield and Halifiax.

The Bill to prevent the several species of hunting therein mentioned, was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Resolve allowing John Braley, Register of Rowan County, the sum of fourteen pounds, which being read was concurred with.

Received from the Senate the Bill ceding to the Congress of the United States certain Western Lands therein described, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same. Endorsed in Senate, 12 May, 1784, read the first time and passed. Ordered that this Bill be read the second time in this House on Friday next.

Mr. Cumming moved for leave and presented a Bill to impower the Inferior Court of Pleas and Quarter Sessions of the several counties in this State to order the laying out Public Roads, and to establish and settle ferries, and to appoint where bridges shall be built, and to clear inland rivers and creeks, which was read for the information of the House and ordered to lie on the Table until Friday next, & then to be read for the first reading in this House.

Mr. Payne, from the joint balloting for a Delegate and the place at which the seat of Government shall be fixed, reported that neither of the Gentlemen in nomination for a Delegate nor neither of the places in nomination for the seat of Government had a majority of the votes of both Houses of the General Assembly.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose balloting immediately for the place at which the next session of Assembly shall be held, and for that purpose nominate the Towns of New Bern and Hillsborough. We propose balloting for a

Delegate at the same time, and to postpone the balloting for the place at which the seat of Government shall be fixed until a later day. Mr. Skinner and Mr. Winslow attend to conduct the balloting on the part of this House.

The several matters to this day referred being postponed, the House adjourned till Tomorrow morning 9 o'clock.

THURSDAY, 13 May, 1784.

The House met according to adjournment.

Read the Memorial of Jordan Lockhart, which was ordered to be referred to the second Committee of Propositions and Grievances.

Read the Memorial of John Hawkins and Mary Hunter, which referred to the second Committee of Propositions and Grievances.

Resolved, That the Bill for altering the names of Joshua Taylor, Moses Taylor, Aaron Taylor, Mark Taylor and William Taylor, &c., be read the first time in this House tomorrow.

Received from the Senate the Petition of John Camp. Endorsed, read and referred to the first Committee of Propositions and Grievances. Ordered that the said Petition lie on the Table for consideration.

Received from the Senate the Bill for erecting Public Buildings for the use of the State. Endorsed in Senate, 12 May, 1784, read the first time and passed. Ordered that this Bill be read the second time in this House on Saturday next.

Received from the Senate the resignation of John Norwood as Justice of the Peace for Franklin County, which being read was accepted.

Resolved, That Mr. Nash, Mr. Davie, Mr. Hooper, Mr. Hawkins, Mr. Maclaine, Mr. Bryan, & Mr. Person be a Committee to prepare the necessary amendments to be made in the Bill vesting a power in the United States in Congress Assembled, to levy a duty on foreign merchandize and report the same to the House tomorrow.

The Bill for dividing Cumberland County into two distinct Counties and for other purposes therein mentioned, was read the second time, amended, passed and sent to the Senate.

The Bill to authorize and impower Isaac Gregory, Esquire, formerly Sheriff of Pasquotank, now Pasquotank and Camden Counties, to collect the arrears of taxes due him from the Inhabitants of

said Counties for the years 1769, 1770, 1771, 1772, and 1774, was read the first time, passed and sent to the Senate.

The Bill vesting certain powers therein mentioned in the United States in Congress Assembled, was read the first time, passed & sent to the Senate.

The Bill for ascertaining the Fees of the Pilots at Ocracoke, Beaufort and Bogue Inlets, and for appointing Commissioners of the Navigation for Bogue Inlet, was read the second time, amended, passed and sent to the Senate.

Mr. Cumming moved for leave and presented a supplemental Bill to an act, intitled "an act for proving Wills and granting Administration, and to prevent fraud in the management of Intestate Estates," which was read for the information of the House and ordered to lie on the Table until Saturday next, and then to be read for the first reading in this House.

The Bill for the restraint of vagrants, was read the second time and rejected.

Resolved, That Mr. Bloodworth, Mr. Hooper, Mr. J. Blount, Mr. Starkey, Mr. Bond and Mr. Phifer be a Committee to prepare and bring in a Bill for the restraint of Idle, disorderly persons.

The Bill for extending the Navigation of Roanoke River was read the first time, passed and sent to the Senate.

Received from the Senate a Bill for the relief of such persons as have been disabled by wounds, or rendered incapable of procuring for themselves and families subsistance in the Militia service of this State, and providing for the widows and orphans of such as have died. Endorsed in Senate, 13 May, 1784, read the first time and passed.

Received from His Excellency the Governor, the following message:

To the Honorable the General Assembly:

Gentlemen:

I am informed a Committee of the Assembly have agreed to recommend that the 12th section of the act for opening the land office, &c., so far as the same respects the great Island in Holston River, be repealed. I beg leave to lay before you the several Treaties late held with the Cherokees, wherein they have uniformly made a reservation of the right to that favourite spot of ground. If there ap-

pears to be a claim under the authority of the State for the said land —how far it may be good,is not my business to enquire,but thus much permit me to suggest if the said land should be granted to any person those Treaties are violated and rather the faith of the State should be broken, sacredly pledged to those savages in said Treaties, and in the said Act of Assembly, of which I have given them full information, a compensation would be much preferable to be given to the claimant or claimants of the said land, than the public peace should be embroiled about a private dispute of which, if the State hath in anywise been the cause it must have been occasioned through the installation of former Legislatures to the said Treaties.

As a Treaty is shortly to be held with this people for a cession of their claim to part of the Western lands, I request that the Executive be relieved from any embarrassment in this business, being confident, should the said section be repealed they will have very little faith in what may be promised and urged to them in future from any of the powers of Government in this State, as I shall not only falcify the assurances I have already given them on this subject, but the State of Virginia who hath interested herself in their behalf.

ALEX MARTIN.

Ordered that the said message and papers therein referred to be referred to the Committee to whom the State papers were referred.

The Bill to describe the lands to Major General Nathaniel Greene and to confirm the title thereof in the said Nathaniel Greene, his heirs and assigns, forever, was read the first time, passed and sent to the Senate.

Mr. Hooper moved for leave and presented a Bill for the promotion of learning in the District of Hillsborough, and to amend an Act for establishing an academy in the neighbourhood of Hillsborough, which was read for the information of the House and ordered to lie on the Table until Saturday next & then to be read for the first reading in this House.

Mr. Lytle moved for leave and presented a Bill to regulate the Town of Hillsborough, and to repeal all Laws now in force, which come within the perview hereof, which was read for the information of the House and ordered to lie on the Table until Saturday next, and then to be read for the first reading in this House.

The Bill to alter the place of holding the County Court of Pasquotank County, from Windfield to the town of Nixonton, in the said County, and to erect a new Court House, Pillory and Stocks in the said Town, was read the second time, amended by consent of the Senate, passed and ordered to be engrossed.

The Bill for establishing a Court of Oyer and Terminer and General Gaol delivery in the County of Davidson, was read the first time, passed and ordered to be sent to the Senate.

Received from the Senate the Memorial of Jordan Lockhart and the Petition of John Hawkins & Mary Hunter. Endorsed, read and referred as by the House of Commons.

The Bill for authorizing the United States in Congress Assembled, to regulate the trade of this State with foreign Nations, was read the second time, amended by consent of the Senate, passed and ordered to be engrossed.

The Bill to impower Edward Winslow to receive storage for tobacco inspected and deposited in the warehouse by him built at Fayette Ville was read the first time, passed and sent to the Senate.

The Bill for levying a tax on the inhabitants of Montgomery County, for completing and paying for the public buildings thereof, was read the first time, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill to authorize and impower Isaac Gregory, Esq., formerly Sheriff of Pasquotank, now Pasquotank and Camden Counties, to collect the arrears of taxes, &c.

A Bill vesting certain powers therein mentioned in the United States in Congress Assembled.

A Bill for levying a tax in the County of Beaufort for the purpose of repairing the public buildings thereof, &c.

A Bill for extending the navigation of Roanoke River, and

A Bill to vest the title of certain lands therein mentioned in William Gilbert Gray.

Ordered that these Bills be read on Saturday next, the latter for the first and four former for the second reading in this House.

Read the Memorial of Memucan Hunt, Treasurer of the District of Hillsborough, which was referred to the second Committee of Propositions and Grievances.

The Bill for appointing Commissioners to lay off and mark a Road

from the Long Island of Holston to Green Lick on Duck River and to the French Lick on Cumberland, was read the first time, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill to encourage Enoch Sawyer to make a Road through Pasquotank River Swamp, opposite his plantation.

A Bill for establishing a town on Cumberland River at a place called the Bluff, near the French Lick.

A Bill to amend an act passed at New Bern the first day of December, one thousand seven hundred and sixty-six, entitled "an act for establishing a School House in the town of New Bern."

A Bill to amend an act, entitled "an act for establishing a Town on the land of William Herritage, at a place called Atkin's Banks in Dobbs County."

A Bill to prescribe the affirmation of allegiance and fidelity to this State, to be taken by the people called Quakers, and for granting them certain indulgences therein mentioned.

Ordered that these Bills be read tomorrow for the third and last time in this House.

Received from the Senate the following Bills:

A Bill for levying a tax on the Inhabitants of Montgomery County for compleating and paying for the public buildings thereof.

A Bill to impower Edward Winslow to receive storage for Tobacco inspected and deposited in the warehouse by him built in Fayette Ville, and

A Bill for prescribing the mode of assessing all that tract of Country included within the Boundary line between this State and the Cherokee Indians, &c. Endorsed in Senate, 13 May, 1784, read the first time and passed.

Ordered that these Bills be read the second time in this House on Saturday next.

Received from the Senate the Petition of James Logan. Endorsed, read and referred to the first Committee of Propositions and Grievances. Ordered that the said Petition be referred to the said Committee on the part of this House.

Received from the Senate the Memorial of George Davidson. Endorsed, read and referred to Mr. Willie Jones & Mr. Murfree. The

same being read was referred on the part of this House to Mr. Lock and Mr. Person.

Read the Petition of Thomas Davis, Public Printer. Ordered that the same be referred to a joint Committee; the members chosen on the part of this House are Mr. Person, Mr. Lock, Mr. Starkey, & Mr. Wilson.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We do not agree that the message from His Excellency the Governor, of this Day, addressed to the General Assembly, be referred of the Committee to whom was referred the State Papers, but propose that it be referred to the Committee to which was referred the Memorial of Mr. William Cocke.

Ordered that the folowing message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree that the message of this day from His Excellency the Governor, be referred as by you proposed.

Mr. Payne, from the Committee to whom was referred the Petition of Demsey Burgess, delivered in a report, which being read, Mr. Payne moved for leave and presented a Bill to impower Demsey Burgess, and others, to enter lands in the Dismal Swamp in Camden County in the manner therein prescribed, and to exempt the same from taxes for a limited time, which was read the first time, passed and sent to the Senate with the report above alluded to.

The Bill for dividing the election in the County of New Hanover, was read the first time, passed and sent to the Senate.

The Bill to encourage Enoch Ward, Spyers Singleton, Christopher Neale and Company to cut a Canal from Club Foot's Creek to Harloe's Creek was read the second time, passed and sent to the Senate.

The Bill for indemnifying the Commissioners of Confiscated Property from vexatious suits and prosecutions was read the first time, passed and sent to the Senate.

The Bill for repealing part of an act passed at Hillsborough in May, 1783, intitled "an act for opening the land office for the re-

demption of Specie and other Certificates, and discharging the arrears due to the Army, was read the first time, passed and sent to the Senate.

The Bill to vest the title of certain lands therein mentioned in William Gilbert Gray, was read the first time, passed and sent to the Senate.

Mr. Nash moved for leave to withdraw for amendment the Bill for clearing and opening the navigation of Trent River, &c. Ordered that he have leave accordingly.

The Bill for the relief of such persons as have been disabled by wounds, or rendered incapable for procuring for themselves and families' subsistance, in the Militia service of this State, and providing for the widows and orphans of such as have died, was read the first time, passed and sent to the Senate.

The accounts of Anthony Newman were read and referred to the first Committee of Propositions and Grievances.

Received from the Senate the Bill for appointing certain persons therein named to revise all the laws now in force in this State. Endorsed in Senate, 13 May, 1784, read the first time, amended and passed.

Received from the Senate the Petitions of sundry of the inhabitants of the Counties of Dobbs and Wayne, relative to certain persons of evil fame by the name of Bass, &c. Endorsed in Senate, 13 May, 1784, read and referred to the first Committee of Propositions and Grievances, which being read were referred as by the Senate.

Mr. Maclaine moved for leave to withdraw for amendment the Bill to regulate the descent of real estates, &c. Ordered that he have leave accordingly.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose that a joint Committee be appointed to prepare and bring in a Bill for calling to account the several Commissioners of Confiscated Estates, &c., and for that purpose on our part have appointed Mr. Nash, Mr. Hooper, Mr. Lock, Mr. Butler, Mr. Davie, Mr. Sitgreaves, Mr. Person, Mr. Blount, Mr. W. Bryan, Mr. Wilson, Mr. B. Hawkins, Mr. Lenoir, and Mr. Maclaine a Committee.

The several matters of this day referred being postponed, the House adjourned till tomorrow morning 6 o'clock.

FRIDAY, 14 May, 1784.

The House met according to adjournment.

The Bill for appointing Commissioners in the District of Morgan for the purpose of erecting a Court House, prison and stocks in the County of Burke for the use of said District, and for levying a tax to complete the same, also for laying out and establishing a town in Burke County, was read the second time, amended, passed and sent to the Senate.

The Bill to impower the Inferior Court of Pleas and Quarter Sessions of the several Counties in this State, to order the laying out public Roads and establish and settle ferries and to appoint where Bridges shall be built, and to clear Inland Rivers and Creeks, was read the first time, passed and sent to the Senate.

The Bill to impower Arthur Brown, Esquire, late Sheriff of Bertie County, to collect the arrears for taxes due for the County in the year one thousand seven hundred and seventy-four, and one thousand seven hundred and seventy-five, was read the third time and passed.

The Bill for laying an additional tax on the Inhabitants of Nash County for the purpose of finishing the public buildings, was read the third time, passed and sent to the Senate.

Ordered that Mr. James Hinton have leave to absent himself from the service of this House for a few days.

Read the Petition of Robert Christmas which was referred to the second Committee of Propositions and Grievances.

Mr. Butler, from the Committee of Propositions and Grievances, reported as follows, vizt.:

That having taken under consideration the Petition of Mr. David Miller with his allegations and proof relative to William Gilbert, Esquire, they are of opinion that the said Gilbert has been guilty of sundry malpractices in the execution of his office as justice of the peace for the County of Rutherford, for which we are of opinion he ought to be suspended from the execution of his office until he shall exonerate himself therefrom, for which purpose he ought to be cited to appear at the next General Assembly.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

Mr. Butler, from the Committee of Propositions and Grievances, reported as follows, vizt.:

That having read the Petition of Henry Irwin Toole, respecting the arrears due from the estate of Joseph Moore, late Sheriff of Edgecombe County, to the public, are of opinion that the Petition be rejected.

The House taking the said report into consideration, postponed considering the subject matter contained in the said Petition until the next Assembly.

Mr. Butler, from the Committee of Propositions and Grievances, reported as follows: That having read the Petition of Mary Galloway, widow of a deceased Soldier, setting forth her distressed situation, and also the recommendation from the County Court of Wayne in her favour, from which it appears she has a large distressed family without subsistance to support them, are of opinion that an allowance of fifteen pounds per annum, for three years, be paid her by the Treasurer of that District.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

Mr. Butler, from the Committee of Propositions and Grievances, reported as follows on the Petition of Mary Moody, vizt.:

Read the Petition of Mary Moody for means of support and are of opinion that the said petition be rejected, conceiving that it would come more properly before the Jurisdiction of the County Court or County Wardens.

JOHN BUTLER, Ch.

The House taking the said report into consideration, came to the following resolution, vizt.:

On reading the report of the Committee of Propositions and Grievances, upon the Petition of Mary Moody, whereby the Committee have recommended that her Petition be rejected.

Resolved, That this report be rejected; that the Treasurers or either of them pay to the said Mary Moody the sum of fifty pounds out of any public monies they may now have in their hands to be

applied towards the relief of herself and her children, as a reward for the spirited and extraordinary services of the husband of the said Mary in his lifetime rendered to this Country on a variety of occasions, and particularly at the battle of Guilford Court House in which he was engaged, he being then of the age of seventy years and upwards.

Received from the Senate the Memorial of James Kerr. Endorsed, referred to the Committee appointed to consider of Col. Davidson's Petition, also the Memorial of David Miller. Endorsed, referred to the Committee appointed to take under consideration the Petition of Mr. Logan, which Memorials being read were referred by this House to the said Committees.

Received from the Senate the Bill to impower Demsey Burgess and others to enter Lands in the Dismal Swamp, in Camden County, in the manner therein prescribed, and to exempt the same from taxes, for a limited time. Endorsed, in Senate 13 May, 1784, read the first time and passed. Ordered that this Bill be read on Monday next for the second reading in this House.

Received from the Senate the Bill to carry into effect the report of a Committee (concurred with) in favor of sundry Petitioners, Inhabitants of Davidson County. Endorsed, in Senate 14 May, 1784, read the first time and passed. Ordered that this Bill be read on Monday next for the first reading in this House.

Mr. Maclaine, who had leave to withdraw for amendment the Bill to regulate the descent of Real Estates, &c., delivered in the said Bill at the Table.

Received from the Senate the following Bills, vizt.:

A Bill to describe the Lands granted to Major General Nathaniel Greene, and to confirm the title thereof in the said Nathaniel Greene, his heirs and assigns.

A Bill for the relief of such persons as have been disabled by wounds, or rendered incapable of procuring for themselves and families subsistance, in the Militia service of this State and providing for the widows and orphans of such as have died.

A Bill to vest the title of certain lands therein mentioned in William Gilbert Gray.

A Bill for establishing a Court of Oyer and Terminer and General

Gaol delivery in the County of Davidson. Endorsed, in Senate 14 May, 1784, read the second time, amended and passed.

Ordered that these Bills be read the second time in this House.

Mr. Sitgreaves moved for leave and presented a Bill for establishing a Court of Chancery, which was read for the information of the House and ordered to lie on the Table until Tomorrow & then to be read for the first reading in this House.

Received from the Senate the following Bills, vizt.:

A Bill to vest in Nathaniel Allen and others certain Lands therein mentioned.

A Bill directing the appointment of Delegates agreeable to the recommendation of Congress.

A Bill to authorize Theophilus Evans to receive Toll at Rockfish Bridge, by him built in Bladen County. Endorsed, read the second time and ordered to be engrossed. Ordered that these Bills be read the third and last time in this House Tomorrow.

General Butler, from the Committee appointed to examine the message of His Excellency the Governor, together with the papers accompanying the same, and report what measures are necessary to be taken in consequence of the intelligence they convey, delivered in a report, which being read and amended was concurred with, except that part relative to George Alston. The report being amended to read as follows: Your Committee recommend that a tax should be laid on all lands and on Polls, the lands to be classed in three classes, every County classing its land without any comparative idea of that of any other County, and the Court in each County of this State shall appoint three persons who, on Oath, shall receive the returns of the lands; and the persons so appointed to class the lands shall, from time to time, give notice to the Inhabitants of the respective Counties when and where they propose to attend, at which times the Inhabitants shall give in the quantity of their lands upon Oath to those persons appointed as aforesaid, who shall have authority to adminsiter the same, and shall examine all persons not proprietors, whom it may be necessary, on Oath, as to the Quality or situation of land and from them and their own knowledge class finally all the lands of the respective Counties.

And your Committee further recommend, that all Land of the First Class be valued at Twenty Shillings per acre, Land of the

Second Class at ten shilings per acre, and the Third Class at two shillings per acre, and the persons appointed as aforesaid, shall, together with two others appointed by the said Court out of the Town, where there shall be any town in the said County, proceed to value the Lotts in the said Towns, together with the improvements thereon, according to the real value thereof, which two so appointed shall act in no matter except that of the town, and every white male from twenty-one years old and upwards, and every slave, between the ages of twelve and fifty to be valued at seventy-five pounds.

Recommend, that the Memorial of a Standing Committee of the people called Quakers be referred to the next General Assembly.

Ordered that the Petition of George Alston be recommitted to the said Committee to whom it was originally referred.

Received from the Senate the following Bills, vizt.:

A Bill for appointing the Commissioners for selling the Granaries in the Counties of Franklin and Warren and for repealing an act intitled "an act for selling the Lott No. 44 in Warrenton, whereon, the public granary now stands, and other purposes.

A Bill to authorize ———————— to collect the specific tax, which remains due from the Inhabitants of the County of Rowan for the year 1781. Endorsed, in Senate 14 May, 1784, read the first time and passed.

Ordered that these Bills be read for the first reading in this House tomorrow.

Received from the Senate the Petition of Joseph Cain, and the acct. of Doctor Pasteur. Endorsed, read and referred to the first Committee of Propositions and Grievances. The said Petition and account being read were referred, on the part of this House, to the said Committee.

The Bill to impower Edward Winslow to receive storage for Tobacco inspected and deposited in the warehouse, by him built at Fayette Ville, was read the second time, passed & sent to the Senate.

The Petition of Elizabeth Torence was read and referred to the first Committee of Propositions and Grievances.

Received from the Senate a Bill for altering the line between the Counties of Lincoln and Burke; and appointing Commissioners to fix on a convenient place in the said County of Lincoln to erect the public buildings of said County. Endorsed, in Senate 14 May,

1784, read the first time and passed. Ordered that this Bill be read the first time in this House tomorrow.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate appoint Mr. Coor, to act with the Gentlemen by you named to prepare a Bill for calling to account the Commissioners of Confiscated Estates, &c.

Received from the Senate the Resolve of this House allowing Mary Moody the sum of fifty pounds, concurred with.

Received from the Senate the Memorial of Memucan Hunt, the Petition of Robert Christmas, and the Petition and acct. of Anthony Newman. Respectively endorsed, in Senate, read and referred as by the Commons.

Received from the Senate the Report of the Committee of Propositions and Grievances, on the Petition of David Miller, on the Petition of Henry Irwin Toole, and on the Petition of Mary Gallaway, respectively concurred with.

Received from the Senate the Bill to impower the Inferior Court of Pleas and Quarter Sessions of the several Counties in this State to order the laying out public roads, and to establish and settle ferries, and to appoint where bridges shall be built, and to clear Inland Rivers and Creeks. Endorsed, in Senate 14 May, 1784, read the first time and passed. Ordered that this Bill be read the second time in this House on Monday next.

Received from the Senate the Petition of Elizabeth Torence. Endorsed, read and referred as by the Commons.

The additional Bill to an act intitled "an act directing the method of electing members of the General Assembly and other purposes," was read the first time, amended, passed and sent to the Senate.

The Several Matters to this day referred, being postponed, the House adjourned till tomorrow 9 o'clock.

SATURDAY, 15 May, 1784.

The House met according to adjournment.

Resolved, That the Treasurers or either of them advance to the Clerks of the General Assembly the sum of twenty-nine pounds sixteen shillings out of any monies in their hands to defray the expense by them incurred in the purchase of stationery for the present

session, and the Treasurer advancing the same shall be allowed therefor in the settlement of his accounts with the Public.

Resolved, That no Bill of a private nature shall be introduced into either House of the General Assembly after Tuesday next.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We appoint Mr. Davie, Mr. Nash, and Mr. Hawkins, with such Gentlemen of the Senate as may be appointed, a Committee to bring in an estimate of supplies necessary for the Civil List and incidental and Continental charges of the current year.

Mr. Starkey moved for leave and presented a Bill to encourage the settlement of foreigners in this State, which was read for the information of this House, and ordered to lie on the Table until Monday next & then read for the first reading in this House.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate do not concur with the report of the Committee relative to the mode of taxing lands, as amended by the House of Commons, in that part which respects the valuing Lotts in the several Towns within this State, but propose that it remain as reported by the Committee; neither do they concur with that part of the report which is relative to the Petition of George Alston, but propose that it be deled; should you think proper to alter the report in this manner they will then concur with it.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House concur with the proposals of the Senate relative to the Report of a Committee on the subject of taxation, and Mr. Alston's Petition, which by our agreeing to dele, will be placed in the same situation as if the Committee had not reported on it at all and so will stand recommitted.

Mr. Nash, who had leave to withdraw for amendment, the Bill for clearing and opening the navigation of Trent River, in Jones County, delivered in the same, which was read the second time and amended by consent of the Senate, passed and ordered to be engrossed.

Received from the Senate the Resolve for admitting the receipt

of no private Bill in either House of the General Assembly after Tuesday next, concurred with.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen:

Mr. Coor and Mr. Willie Jones will act with the Gentlemen by you appointed to bring in an estimate of the supplies necessary for the Civil List, &c., the current year.

The Bill for levying a tax for paying the interest on the certificates granted to officers and soldiers of the Continental line of this State, pursuant to an act passed in 1783, intituled "an act to amend an act intitled an act for the relief of the officers and soldiers of the Continental line and for other purposes," was read the first time, passed & sent to the Senate.

The Bill for levying a further tax in the District of Halifax for repairing the Court House & Gaol of said District, was read the second time, passed and ordered to be engrossed.

The Bill for levying a tax on the Inhabitants of Montgomery County for completing and paying for the public buildings thereof, was read the second time, passed and sent to the Senate.

The Bill for altering the names of Joshua Taylor, Moses Taylor, Aaron Taylor, Mark Taylor and William Taylor to that of Joshua Sugg, Moses Sugg, Aaron Sugg, Mark Sugg and William Sugg was read the first time, passed and sent to the Senate.

Received from the Senate the Resolve directing the Treasurers, or either of them, to advance to the Clerks of the Assembly a certain sum of money to defray the expence of Stationery, concurred with.

Received from the Senate the Memorial of Robert Temples. Endorsed, read and referred to Mr. Lane, Mr. Murfree and Mr. Macon, which being read was referred to Mr. Blount and Mr. Lytle.

The Bill to amend an act passed at Hillsborough in the year 1783, entitled "an act for emitting one hundred thousand pounds for the year 1783, for the redemption of the Paper Currency now in circulation and advancing to the Continental officers and soldiers part of their pay and subsistance, and for laying a tax and appropriating the confiscated property for the redemption of the money now emitted," and also an act passed at Halifax in the year 1779, intitled "an act for punishing persons concerned in any of the several species of

counterfeiting in this State," was read the second time, passed and sent to the Senate.

Received from the Senate the Bill to impower the several County Courts, respectively, to lay a tax for the purpose of erecting or repairing the Court House, prison and stocks in each County, when necessary and to appoint commissioners for those purposes; and,

The additional Bill to an act entitled "an act directing the method of electing members of the General Assembly and other purposes." Endorsed, in Senate 15 May, 1784, read the first time and passed.

Ordered that these Bills be read on Monday next, the former for the first and the latter for the second time in this House.

The House resumed the consideration of the report of the Committee on the Petition of James Gillispie, when it was concurred with and returned to the Senate.

The Bill to impower Demsey Burgess and others to enter land in the Dismal Swamp in Camden County, in the manner therein prescribed, was read the second time and rejected.

Received from the Senate the Bill to amend an act entitled "an act for the relief of the Officers and Soldiers of the Continental line and for other purposes," and,

The Bill for enfranchising Ned Griffin, late the property of William Griffin. Endorsed, in Senate 15 May, 1784, read the first time and passed.

Received from the Senate the Petition of a number of the Inhabitants of Rutherford County. Endorsed, 15 May, 1784, read and referred to Mr. Rutherford, Mr. Hunter, & Mr. Brown. Ordered that the said Petition be referred by this House to Mr. McKissick, Mr. Barringer, Mr. Phifer & Mr. Hawkins.

Read the Memorial of Richard Henderson which was referred to the Grand Committee. Received from the Senate the Petition of James Kerr. Endorsed, read and referred to the Committee to whom his other Petition was referred. Ordered that the said Petition be referred to the said Committee on the part of this House.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen:

This House appoint Mr. Coor, Mr. Irwin and Mr. Everagin a Committee to act with such of your members as you shall think proper to appoint to settle with Messrs. Jones, Montfort and Mc-

Cullock, Commissioners appointed to liquidate the accts. of the officers and soldiers of the Continental line, and to receive from said Commissioners the accounts by them liquidated and the vouchers thereto relating.

Ordered that the following message be sent to the Senaate:

Mr. Speaker and Gentlemen:

We have appointed Mr. Davis, Mr. Bloodworth, Mr. Blount, & Mr. Lock to settle, in conjunction with the Gentlemen by you appointed, with Messrs. Jones, Montfort & McCullock and to receive their accts., &c.

The supplemental Bill to an act entitled "an act for proving of Wills and granting administration and to prevent frauds in the management of intestate estates," was read the first time, passed and sent to the Senate.

Received from the Senate the report of the Committee to whom was referred the accots. of Dr. Hugh Boyd. Endorsed, in Senate, 15 May, 1784, read & concurred with. The said report being read was concurred with by this House.

Mr. Frohock moved for leave to withdraw Dr. Boyd's accts. Ordered that he have leave accordingly.

Received from the Senate the Petition of James Guthery. Endorsed, read and referred to the first Committtee of Propositions and Grievances. Ordered that the said Petition be referred to the said Committee, on the part of this House.

Received from the Senate the Petition of Adam Cooper. Endorsed, referred to the second Committe of Propositions and Grievances. Ordered that the said Petition be referred to the said Committee by this House.

Received from the Senate the Bill for dividing the election in the County of New Hanover. Endorsed, in Senate 15 May, 1784, read the first time and passed.

Ordered that this Bill be read the second time in this House on Tuesday next.

The Bill to amend an act entitled "an act for the regulation of the town of Wilmington," was read the first time, passed and sent to the Senate.

Received from the Senate the Memorial of Richard Henderson. Endorsed, read and referred as by the Commons.

The Bill for regulating the pilotage and facilitating the navigation of Cape Fear River, was read the first time, passed and sent to the Senate.

Received from the Senate the Bill impowering the persons herein named to dispose of certain property belonging to the State for the redemption of paper money emitted by virtue of an act of the General Assembly, passed May 17th, Anno Dom. 1783. Endorsed, read the first time and passed.

Ordered that this Bill be read for the first time in this House on Monday next.

Received from the Senate the plot, &c., of the lands allotted to the officers and soldiers of the Continental line of this State. Endorsed, referred to Mr. Macon, Mr. Hill, Mr. Irwin and Mr .Murfree.

Orderedthat Mr. W. Blount, Mr. B. Hawkins, Mr. J. Blount, Mr. Person, & Mr. McCullock be a Committee, on the part of this House, for the purpose of examining the said plot.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

Mr. Smith, Mr. Jones and Mr. Coor will, on the part of this House, act with such Gentlemen as you may appoint to prepare and bring in a Bill prescribing the mode of levying taxes in this State conformably to the Report of the joint Committee of both Houses on that head.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have appointed Mr. Nash, Mr. Hooper and Mr. Hawkins, to act with the Gentlemen by you appointed, as a Committee to prepare and bring in a Bill prescribing the mode of levying taxes, &c.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose that the letter from the Minister of France, with its inclosures respecting advances made to the Marquis de Britigney for this State from the Government of Martinique, be referred to a joint Committee, and have on our part for that purpose, appointed Mr. Blount, Mr. Hawkins and Dr. White.

The several matters to this day referred being postponed, the House adjourned till Monday morning 9 o'clock.

MONDAY, 17 May, 1784.

The House met according to adjournment.

The House resumed the consideration of the report of the Committee on the Petition of Matthew Jones; whereupon it was ordered to be recommitted to the same Committee.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen:

We do not concur with the report of the Committee on Mr. Jones' Petition, but propose that it be recommitted. We add to the Committee Mr. Person and Mr. Blount.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I beg leave to call your attention to sundry letters sent herewith received last night by Express from His Excellency, the President of Congress, and our Delegates; a Letter from the Financier and one from the Chairman of the Committee of Indian Affairs.

ALEX MARTIN.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We send herewith a message of this day from His Excellency the Governor, addressed to the General Assembly which, together with its inclosures, we propose referring to the Committee to whom was referred the other State papers, &c., except such papers as refer to the Debts contracted by the Marquis De Britigney at Martinique, and those to the Committee appointed on the Letter and its inclosures, respecting that Debt.

Read the Memorial of Thomas Clark, which was referred to a joint Committee; the members chosen by this House are Mr. Davie, Mr. Hawkins & Mr. W. Blount.

Received from the Senate the Bill for altering the names of Joshua Taylor, Moses Taylor, Aaron Taylor, Mark Taylor and William

Taylor to that of Joshua Sugg, Moses Sugg, Aaron Sugg, Mark Sugg, and William Sugg. Endorsed, read the second time and passed. And a supplemental Bill to an act entitled "an act for proving of Wills and granting administration and to prevent frauds in the management of Intestate Estates." Endorsed, read the first time and passed.

Ordered that these Bills be read tomorrow.

Received from the Senate the Resolve for admitting no Bill, either of public or private nature, after Wednesday in either House of General Assembly; which being read was rejected. Whereupon,

Resolved, That no bill of a private nature shall be introduced into either of the Houses of this General Assembly after Wednesday next.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

Your Resolve respecting the non-admission of Bills after Wednesday, we do not concur with entirely, but propose that the one herewith sent you be adopted in lieu thereof.

The Bill vesting a power in the United States in Congress Assembled to levy a duty on Foreign Merchandize for the use of the United States, was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Bill to amend an act entitled "an act for the regulation of the town of Wilmington."

A Bill for regulating the pilotage and facilitating the navigation of Cape Fear. Endorsed, read the first time and passed.

Ordered that these Bills be read tomorrow.

Resolved, That all reports of Committees and all Petitions hereafter to be presented to this House shall be offered and considered in the afternoon and not before.

Received from the Senate the acct. of John Williams. Endorsed, read and referred to the Committee of Claims and Depreciation. Ordered that the same on the part of this House, be referred to the said Committee.

Mr. Person, from the Committee to whom was referred the representation of William Boritz, delivered in a report, which being read was recommitted to a joint Committee; the members chosen by this House are Mr. Payne, Mr. Montfort, Mr. Winslow, Mr. Nash,

Mr. Maclaine, Mr. Sawyer, Mr. B. Hawkins, Mr. Humphries and Mr. Hooper.

Whereas, it appears that divers persons served as members of the General Assembly in May, 1782, hath received certificates for their services couched in such terms as hath hitherto prevented them from receiving any satisfaction for the same; Resolved, therefore, That the Treasurers, or either of them, or any tax gatherer be directed to pay the amount due on any such certificate out of the money arising from the tax for 1783, or any other money that may be in their hands for which they or either of them paying the same shall be allowed.

Received from the Senate a Bill for establishing a Militia in this State. Endorsed, read the first time and passed.

Received from the Senate the letter from the Minister of France with its enclosures, &c., together with the following Message:

Mr. Speaker and Gentlemen:

Mr. Smith and Mr. Grainger will act with the Gentlemen by you appointed to report on the letter from his Excellency, the Minister of France, and the papers by which it is accompanied.

Received from the Senate the Memorial of Thomas Clarke. Endorsed, read and referred as by the Commons.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate agree that the message of this day from His Excellency, the Governor, & the papers accompanying it be referred as by you proposed.

Read the Memorial of Robert Rowan. Ordered that the same be referred to a joint Committee; the members chosen by this House are Mr. Barringer, Mr. Lewis, Mr. Moore, Mr. Emmet, Mr. Gallaway, Mr. Long, Mr. Wilson, Mr. Phifer and Mr. Person.

Read the Memorial of Robert Cochran. Ordered that the same be referred to the second Committee of Propositions and Grievances.

Received from the Senate the Bills of Exchange drawn on the Continental Treasury by John Ashe, Esq., formerly Treasurer in this State, in favour of Lt. Charles Stuart, now the property of Mr. John Geddy. Endorsed, read and referred to the Committee of Claims and Depreciation.

Ordered that the said Bills be referred to the said Committee by this House.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent that the accounts of Mr. Matthew Jones be recommitted.

The Bill for the promotion of learning in the District of Hillsborough, and to amend an act for establishing an academy in the neighbourhood of Hillsborough, was read the first time, passed and sent to the Senate.

Received from the Senate a Bill to facilitate the navigation of Neuse River. Endorsed, in Senate 17 May, 1784, read the first time and passed.

The Bill to regulate the town of Hillsborough, and to repeal all Laws now in force which come within the purview hereof, was read the first time, passed and sent to the Senate.

The Bill for enfranchising Ned Griffin, late the property of William Griffin, was read the first time passed and sent to the Senate.

The Bill for appointing Commissioners for selling the Granaries in the Counties of Franklin and Warren, and for repealing an act entitled "an act for selling the Lott No. 44 in Warrenton, whereon the public granary now stands and other purposes," was read the first time, passed and sent to the Senate.

The Bill for appointing a public printer and directing his duty in office was read the first time, passed and sent to the Senate.

The Petition of David Dodd and the Petition of Henry Jones was read and referred to the second Committee of Propositions and Grievances.

The Bill for establishing a Court of Chancery, was read the first time, passed and sent to the Senate.

The Bill to encourage the settlement of Foreigners in this State was read the first time, amended, passed & sent to the Senate.

The Bill to facilitate the Navigation of Neuse River was read the first time, passed and sent to the Senate.

The Bill to carry into effect the report of a Committee (concurred with) in favour of sundry Inhabitants of Davidson County, was read the first time, passed and sent to the Senate.

Ordered that Col. Long be added to the second Committee of Propositions and Grievances.

Received from the Senate the accots. of Stephen Potts, the Petition of David Jackson, and the representation and Petition of the Executors of the late General Davidson. Endorsed, referred to the second Committee of Propositions and Grievances; which being read were referred as by the Senate.

Received from the Senate the Petition of David Dodd & the Petition of Henry Jones and the Memorial of Robert Cochran. Endorsed, read and referred as by the Commons.

Received from the Senate the Memorial of Robert Rowan. Endorsed, read and referred to General Rutherford, Mr. Moore, Mr. Griffin and Mr. Brown.

Received from the Senate the report of the Committee on the representation of William Boritz. Endorsed, read and referred to Mr. Willie Jones, Mr. Murfree and Mr. Everagin.

Received from the Senate the following Bills, vizt.:

A Bill for appointing a Public Printer and directing his duty in office.

Bill to regulate the town of Hillsborough, &c., and

A Bill for the promotion of learning in the District of Hillsborough, &c. Endorsed, in Senate 17 May, 1784, read the first time and passed.

Ordered that these Bills be read the second time in this House Tomorrow.

Mr. Lenoir moved for leave to enter his reasons of dissent against that part of the Bill for erecting public buildings in the District of Morgan as relates to laying a tax of four pence on each hundred pounds of taxable property in the Counties of Wilkes, Rutherford and Lincoln to defray the expence thereof, which are as follows:

Firstly. Because the three Counties above mentioned have to lay a Tax to erect a Court House and Prison in each County, which we may reasonably suppose will not be less than one shilling and four pence on each hundred pounds of taxable property which together with the above four pence makes one shilling and eight pence. And in consequence of the District buildings above mentioned to serve for the public buildings for the County of Burke that County will only pay one shilling on the hundred pounds, for both County and District Buildings, and Wilkes, Rutherford, and Lincoln one shilling and eight pence on each hundred pounds.

Secondly. Because Burke, instead of paying less than the other Counties, ought to pay more, in consideration of the great advantages it will derive from having the Superior Court therein, &c.

Signed, WILLIAM LENOIR,
JESSE FRANKLIN.

The several matters to this day referred being postponed the House adjourned till tomorrow morning 6 o'clock.

TUESDAY, 18 May, 1784.

The House met according to adjournment.

Mr. Lenoir moved for leave and presented a Bill for the relief of persons who have suffered or may suffer by their grants, Deeds or Mesne Coveyances not being proved and registered within the time heretofore appointed by Law, which was read the first time, passed and sent to the Senate.

The Bill for establishing a Militia in this State was read the first time, passed and sent to the Senate.

Mr. Person moved for leave and presented a Bill to encourage Benjamin Smith to repair and compleat the Bridges and causeway through the great Island opposite Wilmington, which was read the first time passed and sent to the Senate.

Mr. Edmunds moved for leave and presented a Bill for repairing the public buildings in the County of Northampton and appointing Commissioners for that purpose; which was read the first time, passed and sent to the Senate.

Mr. Bloodworth moved for leave and presented a Bill for the relief of such persons who, for want of the extension of the several County lines have, through a mistake, entered their lands in a different county from that wherein they lie, by which means they are deprived of a legal title; which was read the first time, passed and sent to the Senate.

Mr. Mayo moved for leave and presented a Bill for extending the dividing lines between the Counties of Edgecombe and Martin, and the Counties of Martin and Pitt; which was read the first time, passed and sent to the Senate.

Mr. Frohock moved for leave and presented a Bill to authorize ———— to collect the specific tax which remains due from the inhabitants of the County of Rowan for the year 1781; which was read the first time, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill for the relief of such persons, who for the want of the extension of the several county lines have, through mistake, entered their lands in a different County from that wherein they lie, &c.

A Bill for establishing a Court of Chancery.

A Bill for repairing the public buildings in the County of Northampton, &c.

A Bill for extending the dividing lines between the Counties of Edgecombe and Martin and the Counties of Martin and Pitt.

A Bill to authorize ———————— to collect the specific tax which remains due from the inhabitants of Rowan for the year 1781, &c.

A Bill for the relief of persons who have suffered or may suffer by their Grants, Deeds & Mesne Conveyances not being proved and registered within the time heretofore apointed by law.

A Bill for enfranchising Ned Griffin, late the property of William Griffin; and

A Bill to encourage Benjamin Smith to repair and compleat the Bridges and causeway through the Great Island opposite Wilmington. Endorsed, in Senate 18 May, 1784, read the first time and passed. Ordered that this Bill be read Monday next.

On reading for the second time the Bill ceding to the Congress of the United States certain Western Lands therein described, &c. It was proposed that the first enacting clause, so far as related to the bounds of the lands, should be amended, which was objected to. The bounds as they stood in the Bill were as follows: "West of the Apalachian or Alleghany mountains, beginning at the Virginia Line, where the said line intersects the extreme heights of the said mountain; thence with the said mountain to the thirty fifth degree of North latitude, being the Southern Boundary; thence running in the said thirty-fifth degree to the Mississippi; thence up the Mississippi; to Thirty -six Degrees and thirty Minutes of North Latitude, being the northern boundary of this State; thence to the first station." This being objected to the previous question was put, shall the clause stand as it now is in the Bill, or receive any alteration? and carried in the negative. The yeas and nays being required by Mr. Michael Payne, are as follows, vizt.:

Yeas—Messrs. Payne, Sawyer, Gray, B. Jones, Gillispie, Colvin, Sessums, McCullock, Mayo, Gist, Hooper, Butler, Harvey, Skinner, Thomas, Conner, Spruill, Archd. Maclaine, Cumming, Sitgreaves, Bloodworth, B. Hawkins, W. Blount, Shepperd, Smith, Moore, Brickell, Speed, Jackson, Starkey, Blount, Nash, Winslow, W. Bryan and Long.—35.

Nays:—Messrs. Ferebee, Flowers, Oliver, Leonard, Herritage, Clark, E. Roberson, White, Eborn, P. Hawkins, Sherod, Randal, W. Hill, Person, McDonald, Sloan, Moy, Jordan, Barringer, Robins, Alford, Carter, Lenoir, N. Jones, B. Sherrod, Franklin, Emmet, Montfort, C. Roberson, McKissick, Lewis, Auld, West, Shelton, Withrow, Lock, Phifer, Cage, Looney, Frohock, McDowell, Wilson, Humphries, Atkinson, Davie, E. McLean, Gallaway, Smithwick, and Bonds.—49.

So it was resolved.

Ordered that this Bill lie on the table until tomorrow.

Received from the Senate a Bill to amend an act entitled "an act to amend an act entitled an act for dividing Tryon County and other purposes." Endorsed, read the first time and passed. Also

A Bill for appointing Commissioners for selling the granaries in the Counties of Fraklin and Warren and for repealing an act entitled "an act for selling the Lott No. 44 in Warrenton whereon the public Grainary now stands and other purposes." Endorsed, 18 May, read the second time, amended and passed.

Received from the Senate the report of the Committee to whom was recommitted the Memorial of Richard Henderson and Company, which being read was rejected; whereupon the yeas and nays were required by Mr. Person.

Ordered that the report be entered on the Journal and the yeas and nays underneath the same.

The Committee to whom was recommitted the Memorial of Richard Henderson & Company beg leave to report:

That it appears to your Committee that of the lands surveyed for the said Richard Henderson & Company, in virtue of the act of the last session of Assembly, there is a very large proportion of Mountainous, barren land, altogether unfit for cultivation. That from the best information your Committee can obtain there are not more than fifty

thousand acres in any way fit for cultivation, inclusive of a number of small parcels scattered among the spurs of the mountains; it is the opinion of your Committee that the lands contained in the said survey are not equal to the intentions of the last Assembly in favour of the said Richard Henderson and Company. They therefore resolve, that it be recommended to the General Assembly to make further provision for the said Richard Henderson and Company adequate to the intentions of the last General Assembly, and for that purpose they propose that the Assembly make a further grant of fifty thousand acres to the said Richard Henderson and Company and that they be permitted to take the same in any part of the Western Country, in tracts not less than ten thousand acres each, of the lands not already appropriated, which tracts shall be surveyed and bounded in such manner that the length of no Tract or Survey shall extend twice the breadth thereof and agreeable to the laws of this State.

SAML. JOHNSTON, Ch.

The yeas and nays on this report are as follows, vizt.:

Yeas:—Messrs. Lucas, Payne, Gillispie, E. Roberson, Eborn, Ramsour, McCullock, Hill Hooper, B. Hawkins, Butler, Harvey, Skinner, Conner, Reddick, A. Maclaine, Cumming, Emmett, Bloodworth, Lytle, W. Blount, Brickell, Starkey, I. Blount, Frohock, Winslow & Gallaway.—27.

Nays—Messrs. Flowers, Leonard, Clark, Colvin, White, Sessums, P. Hawkins, Randal, Mayo, Person, McDonald, Gist, Sloan, Kendal, Edmunds, Pickett, Moy, Jordan, Barringer, Robins, Spruill, Lenoir, B. Jones, B. Sherrod, Franklin, C. Roberson, Bonds, McKissick, Speed, Lewis, Singleton, Shelton, Withrow, Lock, Phifer, W. Bryan, McDowall, Wilson, Humphries, Atkinson, and E. McLean.—41.

Received from the Senate the report of the Commitee appointed to receive the old paper currency and certificates, which being read was concurred with (except the last clause thereof which related to the destroying of the certificates) and that part was rejected.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We do not concur with the last part of the report of the Committee appointed to receive the old State Currency, respecting the burning of such specie and other certificates now in the hands of the Comptroller

as are not necessary to be examined as vouchers in the accounts of this State with the United States, but propose that this part of the report be recommitted, and that the Committee report what is proper to be done with those certificates. We have added to the Committee Mr. Person & Mr. Bryan. As to the foregoing part of the report we concur therewith.

Read the Petition of William King of Duplin County; ordered that the same be referred to the second Committee of Propositions and Grievances.

Received from the Senate the Memorial of Joseph Winston. Endorsed, read and referred to the Committee appointed to consider of Col. Rowan's Petition, which being read was referred as by the Senate.

Received from the Senate a Resolve for paying certain certificates heretofore issued to the members of the General Assembly and at present remaining unpaid; which being read, was concurred with.

Received from the Senate the following Bills, vizt.:

A Bill to impower the Commissioner therein mentioned to repair the public buildings in the town of Hillsborough.

A Bill to encourage the subjects of foreign states to lend money at Interest on real Estate within this State.

A Bill to repeal the several acts of the General Assembly appointing District Auditors and directing their duty in office.

A Bill to empower the executors of John Bowman, decd., to pay into the Treasury such sums of money as he received from the public as sheriff of Burke County, without depreciation; and

A Bill to amend an act to vest certain lands in Richard Henderson and others, and to grant a further compensation to the said persons. Endorsed, in Senate 18 May, 1784, read the first time and passed.

Ordered that the Bill to encourage Benjamin Smith to repair and compleat the bridges and causeways through the great Island opposite to Wilmington, be read the second time to-morrow.

The several matters to this day referred being postponed, the House adjourned till to-morow morning 6 o'clock.

WEDNESDAY, 19 May, 1784.

The House met according to adjournment.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the claim of Col. Joseph Leech against the public, as late Commissary of Prisoners for this State, be reported on by a Committee, and for that purpose appoint on the part of this House Col. Murfree, Mr. Irwin, Mr. Macon, and Mr. Grainger a Committee.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have appointed Mr. Winslow, Mr. Long, Mr. Starkey, Mr. Hawkins and Mr. Bryan to report, with the Gentlemen by you appointed, on the claims of Col. Leech.

Mr. Singleton moved for leave and presented a Bill for extending the dividing line between the Counties of Burke and Rutherford, which was read the first time, passed and sent to the Senate.

Mr. Sitgreaves moved for leave and presented a Bill to empower the Entry Takers of the Several Counties in this State to issue warrants for lands heretofore entered, and for which warrants have not been granted, which was read the first time, passed and sent to the Senate.

Mr. P. Hawkins moved for leave and presented a Bill to repeal and amend certain acts therein mentioned, which was read the first time, passed and sent to the Senate.

Mr. Benjamin Sherrod moved for leave and presented a Bill to postpone the erecting of the public buildings in Wayne County; which was read the first time and rejected

Mr. Person moved for leave and presented a Bill to direct Sheriffs in levying Executions and disposal of land, goods and chattels taken thereon, which was read the first time, passed and sent to the Senate.

The Bill to impower the several County Courts, respectively, to lay a tax for the purpose of erecting and repairing the Court House, prison and stocks in each County, where necessary, and to appoint Commissioners for those purposes, was read the first time, passed and sent to the Senate.

The Bill vesting certain powers therein described in the United States in Congress Assembled, was read the second time, passed and sent to the Senate.

The Bill to regulate the descent of real Estates. To do away Entails. To make provision for Widows, and to prevent frauds in the execution of last Wills and Testaments, were read the first time, passed and sent to the Senate.

Resolved, that every member of this House who shall hereafter be sent for during this Session, by a waiter with a list of names, shall immediately after his entering the door of this House, pay to such waiter two shillings for his trouble in attending him or be subject to the censure of the House.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

For the expedition of business this House have come to a determination that they will not sit before Monday next but between the hours of nine in the morning and three in the afternoon, alloting the residue of the day for the business of the Committees and have directed them to make their reports by that day.

Received from the Senate the following Bills, vizt.:

A Bill for extending the dividing line between the Counties of Burke and Rutherford.

A Bill to regulate the descent of real Estates. To do away entails. To make provision for widows and prevent frauds in the Execution of last Wills and Testaments. Endorsed, read the first time and passed.

A Bill to facilitate the navigation of Neuse River.

A Bill for establishing a Militia in this State; and

A Bill for the relief of sundry of the inhabitants of Davidson County whose names are therein mentioned. Endorsed, read the second time, amended and passed.

Ordered that these Bills be read on Friday next.

Received from the Senate the Resolve allowing William Kersey an annuity of ten pounds for two years, which being read was concurred with.

Mr. Person, from the Committee to whom was referred the Petition of Patrick Saint Lawrence, reported as follows, vizt.:

Your Committee having taken the same into consideration find the Petition as stated to be true; thereupon they recommend that the Governor be directed to deliver to the Petitioner his bond, and that the Superintendent be directed to pay to the Petitioner Three

hundred and twenty-two pounds, seven shillings and eight pence in specie certificates. Also one hundred and sixty-two pounds in certificates of Members of the Assembly and that he reserve in his hands the sum of fifty-eight pounds and one shilling and eight pence of the members' certificates, regard being had to the payments already made and House rent by him received; this being the ballance due for House rent, and that the contract be dissolved and the property remain in the State as if the Contract had never been made.

THOMAS PERSON, Ch.

The House taking the said report into consideration concurred therewith.

The Bill for altering the names of Joshua Taylor, Moses Taylor, Aaron Taylor, Mark Taylor and William Taylor, to that of Joshua Sugg, Moses Sugg, Aaron Sugg, Mark Sugg and William Sugg, was read the second time, passed and ordered to be engrossed.

The several matters to this day referred being postponed, the House adjourned till to-morrow morning 9 o'clock.

THURSDAY, 20th May, 1784.

The House met according to adjournment.

Mr. Starkey, from the Committee to whom was referred the Petition of Mr. William Cocke, reported as follows, vizt.:

That the facts set forth in Mr. Coor's Petition are so fully supported that nothing has apeared to your Committee sufficient to induce them to alter their report.

EDWD. STARKEY, Ch.

The House taking the same under consideration concurred therewith.

The Petition of Michael Hearn was read and referred to the second Committee of Propositions and Grievances.

Ordered that Mr. Enoch Sawyer have leave to abesent himself from the service of the House during the session.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

This State is much indebted to the humanity of Mr. Simmons, a

Merchant of Charles Town, for furnishing necesary supplies to our Continental Officers and Soldiers when in Captivity with the late enemy at that place, and no satisfaction hath been yet made him. His letter herewith on that subject I beg leave to lay before you which will fully explain the nature of his demand.

ALEX MARTIN.

Ordered that this message and the letter therein referred to, be referred to the Committee to whom was referred the Memorial of Col. Thomas Clark.

Mr. Person, from the Committee to whom was referred the Memorials of James Kerr, reported as follows, vizt.:

That having taken under consideration the first Memorial of James Kerr setting forth that he, from the necessity of the times, was forced to borrow salt and sundry other articles on his own credit for the use of the army, report, That Lieutenant Anthony Sharpe was appointed Commissioner of the County of Rowan in December, 1780, or about that time; whereupon Alexander Martin, Esq., then president of the Board of War gave Mr. Sharpe two warrants dated Dec. 9, 1780, on the Commissioners of Trade for two hundred and fifty bushels of salt each, but the Court of Rowan thinking the appoitment of Mr. Rowan improper superseded him by appointing Mr. Kerr Commissioner for the said County, in his stead, whereupon Mr. Sharpe delivered to Mr. Kerr the aforementioned warrants. Under these circumstances it appears to your Committee that he did not err in borrowing the salt instead of impressing it, as he had a fair prospect of being soon able to repay it out of the public salt; however Mr. Kerr did not get the five hundred bushels of salt above mentioned or any part of it, so that he could not comply with his contract; your Committee are therefore of the opinion that Mr. Kerr be allowed the sum of sixty-four pounds for the purpose of paying James Patterson, and William Young for sixteen bushels of salt borrowed of them for the public use, and also the sum of sixty-four pounds for the purpose of paying John Work for ten bushels, at six pounds eight shillings per bushel, borrowed for the public use; with respect to the beef borrowed of James Byers, vizt.: Two thouand four hundred pounds, and three hundred and thirty-three pounds of Tallow borrowed of David Nisbett, all for the use of the

public, your Committee are of opinion that Mr. Kerr be directed to issue specie certificates to them, respectively, for the said articles at Congress prices.

Your Committee having likewise taken into consideration the second Memorial of Mr. Kerr find that he and his assistants, instead of collecting the specific tax in the articles directed by law had, in many instances, in lieu of such specifics, taken up from the inhabitants of the said County of Rowan receipts, which had been given to them by marching parties of troops, as well Militia and Regulars; that several vouchers adduced to support Mr. Kerr's accounts of issues are given by the persons who drew from the public stores, in the names of the men who delivered the articles, without specifying that the issues were made in behalf of the said Kerr.

Your Committee are therefore of opinion that Mr. Kerr's conduct was irregular but as they have no reason to suspect him of dishonesty, and as it would be extremely difficult for Mr. Kerr to redress himself by recurring to the persons whose receipts he has taken up, or to persons whose receipts are adduced to support his accounts of issues, your Committee report that the Comptroller be directed to allow the said Kerr in the settlement of his accounts for the receipts above mentioned, provided the said receipts do not exceed the amount of the specific tax and the account of purchases.

THOMAS PERSON, Ch.

The House taking the said report into consideration concurred therewith.

Mr. Person from the Committee appointed to take under consideration the Memorial of George Davidson, Commissary of Hides and Superintendent of the Shoe and Boot Factory in the district of Salisbury, reported as follows, vizt.:

That from the best information they can obtain it appears that Mr. Davidson is not entitled to pay as Commissary of Hides, the usual allowance in such cases being one half of the hides for tanning the other half which proposition he drew.

For his trouble in superintending the Shoe and Boot Factory your Committee propose that the Comptroller be directed to allow Mr. Davidson in settlement Twenty Dollars per month, computing from

the 14th December, 1780, (the date of General Greene's letter to him on the subject) to the —— March, 1782, which amounts to one hundred and twenty pounds, and for the rent of the Houses and providing firewood for the shoemakers during that period, agreeable to an appraisement on Oath made by Lambert Clayton and Wiliam Falls, one hundred and sixty pounds, and sixteen pounds two shillings for wax and thread purchased by said Davidson, to make up shoes and boots, amounting in the whole to two hundred and ninety-six pounds two shillings, and to issues indented certificates to him for the two first sums, amounting to two hundred and eighty pounds; for the last sum it was cash actually advanced by Mr. Davidson. Your Committee recommend that a resolution pass in his favour for sixteen pounds two shillings, to be paid by any one of the Treasurers out of the monies arising from the tax for the year 1783, and that the Comptroller debit the same in Mr. Davidson's settlement.

THOMAS PERSON, Ch.

The House taking the said report into consideration concurred therewith.

Whereupon, Resolved, That the Treasurers, or either of them, pay Mr. George Davidson the sum of sixteen pounds two shillings out of the monies arising from the tax for the year 1783, for like sum by him expended & paid in the purchase of materials, &c., for the shoe and boot factory in the District of Salisbury, and the Treasurer paying the same shall be allowed therefor.

On the reading of the Bill, ceding to the Congress of the United States certain Western lands therein described, &c., it was moved and seconded that the Billl should be amended by inserting the following as the bounds of the lands to be ceded, vizt.: "West of the Apalachian or Alleghany Mountains, beginning at the Virginia line, where the said line intersects the extreme height of the said mountain; thence with the said Mountains to the thirty-fifth degree of north Latitude, being the southern boundary; thence running in the said thirty-fifth degree to the Mississippi; thence up the Mississippi to thirty-six degrees and thirty minutes of North latitude, being the northern boundary of this State; thence to the first station." This being objected to the

question was put and carried in the affirmative. The yeas and nays being required by Mr. Emmett are as follows, vizt.:

Yeas—Messrs. Ferebee, Oliver, Stone, Herritage, Sawyer, Gray, B. Jones, Gillispie, Colvin, Sessums, Eborn, McCullock, Mayo, Gist, Hooper, Edmunds, Butler, Moy, Harvey, Skinner, Thomas, Conner, Riddick, Spruill, A. Maclaine, Cumming, N. Jones, Sitgreaves, Bloodworth, Little, B. Hawkins, W. Blount, Shepard, Smith, Moody, Brickell, Auld, Jackson, West, Starkey, J. Blount, Lenoir, A. Bryan, Humphries, Nash, W. Bryan and Long.—47.

Nays—Messrs. Flowers, Leonard, Clark, E. Robertson, White, P. Hawkins, T. Sherrod, Ransom, Randal, Person, Sloan, Kendal, Pickett, Jordan, Barringer, Robins, Alford, Carter, Lenoir, B. Sherrod, Franklin, Emmett, Montfort, C. Robertson, J. Hinton, Bonds, McKissick, Speed, Lewis, Singleton, Shelton, Withrow, Lock, Phifer, Cage, Frohock, McDowall, Wilson, Atkinson, Davie, E. McLean, Gallaway, Smithwick and Cain.—44.

So it was resolved.

The Bill ceding to the Congress of the United States certain Western lands therein described and authorizing the delegates from this State in Congress to execute a Deed or deeds for the same being read and amended the second time, was passed and sent to the Senate.

Received from the Senate the Bill to impower the Entry takers of the several Counties in the State to issue warrants for lands heretofore granted and for which warrants have not been granted. Endorsed, 19 May, 1784, read the first time, amended and passed.

A Bill to impower the several County Courts in this State to lay a Tax annually for the purpose of erecting and repairing the Court House, Prison and Stocks. Endorsed, 20 May, 1784, read the second time, amended and passed.

Received from the Senate the Message from His Excellency the Governor, the Petition of William King, the Petition of Michael Hearn. Respectively endorsed, read and referred as by the House of Commons. Received also, at the same time, the report of the Committee on the Memorial of Patrick Saint Lawrence and the report on the Petition of William Cocke, concurred with.

Received from the Senate the representation of Baker and Blow. Endorsed, read and referred to the first Committee of Propositions

and Grievances. Also the Memorial of William Moore. Endorsed, read and referred to the second Committee of Propositions and Grievances. The said representation and Memorial being read were referred as by the Senate.

Received from the Senate the following messages, vizt.:

Mr. Speaker and Gentlemen:

We concur with your proposition relative to recommitting part of the report of the Committee appointed to receive and burn the old Currency.

Mr. Speaker and Gentlemen:

The Senate coincide with your opinion, that the General Assembly proceed on the business of Legislation only between the hours of nine and three in each day, until Monday next, and that the several Committees be directed to report by that day.

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot at four o'clock in the afternoon on Saturday next for the place where the next Assembly shall be held, and put in nomination the towns of New Bern, Hillsborough and Salisbury.

For the Delegates yet to be made choice of and nominate Adlai Osborn, Benjamin Smith, William Cumming, and Edward Starkey, Esquires.

For Treasurer of the respective Districts, and nominate the Gentlemen who at present fill those appointments except as to the District of Salisbury in which we nominate as Treasurer Mr. William ————. We propose that the time when the next Assembly shall be held be likewise ballotted for and nominate the second Monday in September next.

Should you accede to this measure Mr. Coor and Mr. Macon will on the part of this House superintend and conduct the business.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We concur with your proposal to ballot for the time and place of holding the next Assembly; for the Delegate yet to be made choice of and fro the Treasurers of the respective districts. For the place of holding the next Assembly, we put in nomination Fayetteville, Tarborough, Smithfield, Abernathie's in Wake County and Halifax;

for the time of holding the next Assembly, the first Monday in November and the first Monday in January next, for Treasurer for the District of Morgan, Wiliam Lenoir, Esquire; for a Treasurer for the District of Salisbury, Spruce McKay, Esquire. We have not added any one to the nomination you made for a Delegate. We nominate for Treasurer the same as nominated by the Senate, with the addition to the Districts of Morgan and Salisbury.

The several matters to this day referred being postponed the House adjourned till to-morrow 9 o'clock.

FRIDAY, 21 May, 1784.

The House met according to adjournment.

Mr. Bloodworth moved for leave and presented a Bill for the restraint of idle and disorderly persons, which was read the first time, amended, passed and sent to the Senate.

Mr. W. Bryan moved for leave and presented a Bill to prevent certain persons therein named described or named from returning or coming into this State, which was read for information, and then for the first reading, when it was passed for the first time and sent to the Senate.

Ordered that the Bill for establishing a Court of Chancery be read to-morrow for the second reading in this House.

Mr. B. Hawkins moved for leave and presented a Bill investing the United States in Congress Assembled with a power to levy a Tax for the Purposes therein mentioned which was read for information, and then for the first reading, was passed and sent to the Senate.

Received from the Senate a Bill for repealing part of an act passed at Hillsborough in May, 1783, intitled "an act for opening the Land office, for the redemption of Specie and other certificates, and discharging the arrears due to the army." Endorsed, read the second time and passed.

Received from the Senate the report of the Committee on the Petition of James Kerr, and the report on the Memorial of George Davidson, and also the resolve of this House in favour of the said George Davidson, respectively concured with.

Ordered that Mr. McDowell have leave to absent himself from the service of this House after to-morrow, Mr. Winslow after Monday next, Mr. Withrow after Saturday and Mr. John Blount after Sunday.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose that the mode adopted by both Houses of the General Assembly on Wednesday last, with respect to the sitting of the two Houses, be rescinded.

Mr. Phil. Hawkins from the Committee to whom was referred the Petition of Mr. William M———— the Commissioner of Hillsborough District, reported as follows, vizt.:

That it is the opinion of your Committee that the Treasurers be directed to receive from the said Commissioner of Confiscated property the Specie certificates, as well as others that are now in his hands, as we suppose it to be the intention of the Legislature at the time the law passed. And your Committee are of opinion, that the lands referred to in the said Petition, as the purchasers have not complied with their contracts, be taken under the consideration of the Assembly. Your Committee being also informed by the said Petition that there is a negro, the property of the State in the hands of Stephen Moore, of Caswell County, and recommend that the said negro be immediately brought by the Sheriff of Caswell County and sold at public sale, at Hillsborough, on the 29th Instant, ——— specie certificates. All which is submitted.

PHIL. HAWKINS, Ch.

The House taking the said report into consideration concurred therewith.

Received from the Senate the Bill for the restraint of idle and disorderly persons. Endorsed, 21 May, 1784, read the first time and passed.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose balloting at 4 o'clock to-morrow evening for collectors of the Imposts; for Collector for Port Beaufort we put in nomination John Daves; for Brunswick, James Reed, Timothy Bloodworth, Samuel Ashe, Jun., Jacob Lennard, George Doherty, James Porterfield, Joseph Montfort, & John Bradley; Bath, Nathan Keaise; Roanoke, the Honl. Thomas Benbury, Joseph Blount, and Charles Johnston; Currituck, James Phillips.

We add to the nomination of Delegates Mr. Stephen Moore, of Caswell County.

Mr. Lenoir has withdrawn his name from the nomination for a Treasurer of Morgan District.

Read the Petition of James Britain. Ordered that it be sent to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent to your proposition relative to balloting for Collectors of the Imposts. We do not add to the nomination by you made.

We likewise consent that the resolution of the General Assembly of Wednesday last, as to the time of their sitting to do business, be rescinded.

It is the opinion of this House that the report of the Committee on the Memorial of Col. William Moore be recommitted, as we do not think it sufficiently explicit with regard to the Certificates now in his hands belonging to the public.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree that the report of the Committee on the Memorial of William Moore be recommitted.

Mr. Phil. Hawkins, from the Committee to whom was referred the Petition of Henry Jones, reported as follows, vizt.:

That it is the opinion of your Committee that the Treasurer of Wilmington District pay into the hands of Mr. Gillispie the sum of ten pounds, to be applied immediately to the relief of the said Henry Jones. All which is submitted.

PHIL. HAWKINS, Ch.

The House taking the said report into consideration concurred therewith, whereupon,

Resolved, That the Treasurer of Wilmington District pay into the hands of Mr. Gillispie the sum of ten pounds for the relief of Henry Jones, for which he shall be allowed.

Received from the Senate the report of the Committee on the proceedings and return of the Commissioners appointed to run and ascertain the boundary line of the Land reserved by Act of Assembly for the Continental line of this State. Endorsed, read and concurred

with. The second report, &c., being read was ordered to be recommitted.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We do not concur with the report of the Committee to whom was referred the consideration of the proceedings and return of the Commissioners appointed to run and ascertain the boundary line of the lands reserved by Act of Assembly for the Continental line of this State, but propose that it be recommitted; we have added to the Committee Mr. Archd. Maclaine, Mr. MacDowall, and Mr. Wilson, and further propose that this Committee take under Consideration the claim of Mr. Elijah Robertson, who served as Commissary to the Commissioners and the guard that escaped them, as we conceive his services merit an allowance.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House propose balloting to-morrow evening at four o'clock for three Delegates to represent this State in Congress for the next year, commencing on the first of November next instead of the Second as by you proposed.

The recommendation of Congress (the other Day received) that each State should always be represented in Congress by three members, at least, has induced us to make this proposal.

We put in nomination Mr. McKenzie for Delegate.

The Bill for altering the line between the Counties of Lincoln and Burke, &c., was read the first time, passed and sent to the Senate.

The Bill for the promotion of learning in the District of Hillsborough and to amend an Act for establishing an Academy in the neighbourhood of Hillsborough, was read the second time, amended, passed and sent to the Senate.

General Butler, from the Committee of Propositions and Grievances, reported as follows, vizt.:

That having read the Petition of a number of the Inhabitants of Wayne, Duplin, and Dobbs Counties, and a number of affidavits, with the Copy of the Bill of Indictment found in the Superior Court

of New Bern District, against Rice Bass, John Bass, Hermon Bass, William Roberts, Thomas Dean, Jun., and Daniel Miller, by which it appears that they have been guilty of sundry murders and robberies in the year one thousand seven hundred and eighty one, and that they still lie out and commit depredations on the inhabitants.

Resolved, That it be recommended, that an Act of outlawry should pass against the said Rice Bass, John Bass, Hermon Bass, William Roberts, Thomas Dean, Jun., and Daniel Miller offering a reward of fifty pounds each for apprehending and bringing to justice the aforesaid persons or killing them in case of resistance.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee of Proprositions and Grievances, reported as follows by the Memorial of David Miller, vizt.

Read the Memorial of David Miller, and examined witnesses relative thereto, whereby it appears that the said Miller, as Entry Officer for the County of Rutherford in the district of Morgan, did on the third day of April, one thousand seven hundred and eighty, apply to William Ca——?, the then Treasurer of Salisbury District for the settlement of his accounts, and did offer said Treasurer certificates for Claims which had been allowed the said Miller by the General Assembly held at Newbern prior to that date, which the said Treasurer did refuse to receive in settlement of the Accounts.

Resolved, That it be recommended that the Treasurer of Morgan District receive the certificates aforesaid in the settlement of said Miller's Accounts, without Depreciation, they having been tendered before the scale of depreciation was fixed and at the proper time appointed by Law for the settlement of such accounts.

JOHN BUTLER.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee of Propositions and Grievances, delivered in a report on the Petition of James Logan, which being read was rejected.

General Butler, from the Committee of Propositions and Griev-

ances, Reported as follows on the account of James Mebane, Esquire, Sheriff of Orange, vizt.:

That having considered the account of James Mebane, Sheriff of Orange County, are of the opinion that he be allowed the sum of seventy pounds for executing fourteen criminals and the sum of seventeen pounds money paid by him for smith-work, and five pounds ten shillings for removing a prisoner from Hillsborough to Halifax, and two pounds ten shillings for removing a prisoner from Hillsborough to Guilford, amounting in whole to ninety-five pounds fifteen shillings, to be allowed him in settlement of his account with the Treasurer.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee of Propositions and Grievances, reported as follows on the Petition of James Withrow, Esquire, vizt.:

Having read the Petition of James Withrow, Esquire, it appears to your Committee that the said Withrow, at the request of Governor Caswell, in the years one thousand seven hundred and seventy-nine did advance a certain sum of money for the purpose of paying the Soldiers Bounty which, by the Scale of Depreciation with interest, amounts to the sum of twenty-three pounds eleven shillings, which ought to be paid him by the Treasurer of the District where he resides. It appears also that the said Withrow having served a Tower of duty in the Militia has not received any part of the bounty for the same, are of the opinion that the auditors allow him for the same.

JOHN BUTLER, Ch.

The House taking the same into consideration concurred therewith.

General Butler,from the Committee of Propositions and Grievances, Reported as follows on the Petition of William Elliott.

That having read the Petition of William Elliott, with his account, are of opinion that it be rejected for want of vouchers.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee of Propositions and Grievances, Reported as follows on the Petition of Peter Terry, vizt.:

Read the Petition of Peter Terry, with his own Exposition, from which it appears that the said Terry did board Captain Richard Murfrey, a British prisoner, Ten months, and has never received any satisfaction for the same, are of opinion that the Auditors be directed to allow him the sum of eight pounds for the same.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee appointed to take under consideration the Message of His Excellency the Governor, together with the papers accompanying the same, Reported as follows, vizt.:

That whereas, The Congress of the United States, by their Circular Letter from Annapolis dated April 1, 1782, having recommended as follows:

"When the Army were furloughed they had the promise of three months pay, and as there was not money in the Treasury the Superintendent of Finance was under the necessity of issuing his notes to discharge this and other demands; The notes becoming due part of them were redeemed with money supplied in the several States, but this being inadequate the Financier drew bills on Holland for the deficiency. A considerable proportion of these drafts have been paid by loans obtained there on the credit of the United States, but the letters from our banks to the Superintendent of Finance inform that he has been under the necessity, for the want of funds, to suffer so many of his Bills to be protested for non-acceptance as with the damages on protest in case of non-payment will amount to the sum of six hundred and thirty-six thousand dollars.

"We expect the return of these Bills under a protest for non-payment, and should there not be money in the Treasury of the United States to discharge them, your Excellency may easily conceive the deplorable consequences. Under which circumstances Congress think it their duty to communicate the matters confidentially to the Supreme Executive of each State, and to request in the most pressing terms their influence and exertion to furnish, with all possible dis-

patch, on requisitions satisfactory their respective quotas of the sums mentioned, according to the appointment herewith transmitted."

Your Committee do therefore recommend to the Assembly that ways and means be devised for raising, as soon as it may be deemed consistent with the circumstances of the State, the sum of forty-six thousand two hundred and eighteen dollars it being the proportionable part of this State.

Recommend, That Richard Henderson be allowed the sum of two hundred and forty-three pounds six shillings and eight pence for his services as Commissioner in the year 1780, for extending the boundary line between this State and Virginia, and that the Treasurer be directed to pay the same.

Recommend, that the member who introduced the Petition of Mary Dowd into the Assembly, or who patronizes it, be at liberty to bring in a bill to effect the purpose of the Petition.

Recommend, that a Bill be brought in to oblige all persons in this State having an account against the public, contracted before the 1st day of January, 1784, to deliver in the same within a limited time.

Recommend, That the Judges of the Superior Court of Law and Equity be allowed the same salary for their attendance at the Court of Oyer and Terminer, held over the mountains, as they now have for their attendance at the Superior Court, and that they for the future draw their salaries by a certificate from the Clerks of the several Courts they attend, it being countersigned by the Judges.

A motion was made for allowing depreciation to the judges. Resolved in the Negative.

Your Committee also recommend, that the papers respecting the Indian Affairs in the Southern department be referred to His Excellency the Governor, and that he proceed thereon as he thinks most proper, and that the recommendation of Congress that each State be represented by ——— members be acceded to.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

Mr. W. Blount, from the Committee to whom was referred the

account of Mr. Maurice Simmons against the State of North Carolina for sundry articles of clothing, &c., furnished the officers of the Continental line of said State when in Captivity at Charles Town, Reported as follows:

That it appears to your Committee that this State did, by a resolution in the Spring session in the year 1782, engage to pay Maurice Simmons, Esq., Eleven hundred and thirty-nine pounds fourteen shillings and four pence sterling, being the amount of his account for sundry articles of cloathing furnished the officers of the Continental line of this State when in captivity at Haddrall's point, which remains yet unpaid, much to the injury of Mr. Simmons.

It is the opinion of the committee that the said Sum of one thousand one hundred and thirty-nine pounds fourteen shillings and four pence stirling, with interest at eight per cent. from the first day of January, 1782, until paid, ought immediately be paid; the original sum being in the currency of the State one thousand nine hundred and thirty-seven pounds six shillings and four pence, and the interest to the first of June next, three hundred and seventy-four pounds ten shillings and nine pence, and it appearing to the Committee that Henry Montfort, Esquire, is the lawful agent of Mr. Simmons, recommend that warrants be issued by his Excellency the Governor, directed to either of the Treasurers in his favour for the sum of two thousand three hundred and eleven pounds seventeen shillings and one penny, payable on the first day of June, aforesaid, out of the taxes collected for the year 1783.

The Committee observe that the officers who have been benefitted by the Cloathing aforesaid received the same as an equivalent for the cloathing promised by this State, and for that reason in the settlement of their accounts with the Commissioners they have not exhibited any charges of cloathing due them by the State.

WM. BLOUNT, Ch.

The House taking the said report into consideration concurred therewith.

Received from the Senate a Bill to amend an act intitled "an act for ascertaining what property in this State shall be deemed taxable property, the method of assessing the same and collecting public taxes." Endorsed, 21 May, 1784, read the first time and passed.

Ordered that this Bill be read the first time in this House to-morrow.

Resolved, That the Bill for the relief of sundry inhabitants of Davidson County, whose names are therein mentioned, be read the second time in this House to-morrow.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen:

At the request of Mr. Phillips this House consents that his name be withdrawn from the nomination as Collector of the Imposts for port Currituck. We nominate for that appointment Mr. Samuel Ferebee.

The several matters to this day referred being postponed, the House adjourned till To-morrow morning 6 o'clock.

SATURDAY, 22 May, 1784.

The House met according to adjournment.

Ordered, that the Clerk of this House deliver to Mr. Kerr & Mr. Davidson copies of the Reports of the Committee in their favour, to the end that they may be enabled to settle their accounts with the Comptroller.

The Bill for the relief of sundry Inhabitants of Davidson County, whose names are therein mentioned, was read the second time, passed and ordered to be engrossed.

The Bill impowering the persons herein named to dispose of certain property belonging to the State for the redemption of the paper money emitted by virtue of an act by the General Assembly passed May 17, Anno Dom., 1783, was read the first time, passed and sent to the Senate.

Ordered, that the Bill to impower the Inferior Court of Pleas and Quarter Sessions of the several Counties in this State to order the laying out public roads, and to establish and settle ferries, and to appoint where bridges shall be built, and to clear Inland rivers and Creeks, lie over until the next session of the General Assembly.

Mr. Winslow moved for leave and presented a Bill to establish the principal streets of Fayetteville, as laid down in a plan of the said Town by Commissioners appointed by an act of the last General Assembly, which was read for information, and was then read for the first time, amended, passed & sent to the Senate.

The Bill to regulate the Election in the County of New Hanover was read the second time, amended, passed and sent to the Senate.

Mr. Long, from the Committee to whom was referred the Petition of Captain Griffin and Captain Moore, Reported as follows, vizt.:

That your Committee are of opinion should there be any pay, or arrearages of pay due, in virtue of the Act of Assemly for the appointment of said Captains, it be referred to the District Auditors by them to be allowed.

NICHOLAS LONG, Ch.

The House taking the said report into consideration concurred therewith.

Received from the Senate the report of the Committee on the Petition of Henry Jones, and the Resolve of this House in consequence thereof, concurred with.

The Bill for regulating the pilotage and facilitating the Navigation of Cape Fear River, was read the second time, amended, passed and sent to the Senate.

Received from the Senate the Bill ceding to the Congress of the United States certain Western lands therein described, and authorizing the delegates from this State in Congress to execute a Deed or Deeds for the same. Endorsed, 21 May, 1784, read the second time, amended by consent of the Commons, and ordered to be engrossed.

Ordered that this Bill be read on Monday next for the last time in this House.

Received from the Senate the Bill for altering the line between the Counties of Lincoln and Burke, and appointing Commissioners to fix on a convenient place in the said County of Lincoln to erect the Public Buildings of said County. Endorsed, 22 May, 1784, read the second time and passed.

The Bill to amend an act entitled "an act for the regulation of the Town of Wilmington," was read the second time, amended, passed and sent to the Senate.

Mr. Benjamin Hawkins moved for leave and presented a Bill for laying certain duties therein mentioned on all foreign merchandize imported into this State in aid of public finances, and directing the mode of collecting the same, which was read for information, and then for the first time; was amended, passed and sent to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We agree that three delegates be balloted for, instead of one, as by this House proposed in their last message on that Head. We nominate John Kinchen and John Mickelwrath, in addition to the Gentlemen heretofore named.

We consent, also, that the report of the Committee on the proceedings of the Commissioners appointed for running and ascertaining the boundary line of the Lands allotted the Officers and Soldiers of the Continental line of this State, be recommitted and that the Committee report on the services of Mr. Robertson, as by you proposed.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We nominate as a proper time for the meeting of the next session of the General Assembly the first Monday in October next.

Received from the Senate the report of the Committee appointed to take under consideration the Message of His Excellency the Governor, together with the papers accompanying the same, concurred with.

Received from the Senate the report of the Committee on the Petition of Captains Griffin and Moore, concurred with.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

With this you will receive the report of the Committee to which was referred the account of Mr. Maurice Simmons, merchant of Charles Town, concurred with by this House.

The Bill for appointing Collectors of the Imposts at the several Ports of this State, and for Regulating the Duty of the Officers of the Customs and Masters of Vessels, was read the first time, amended, passed and sent to the Senate.

Ordered that the folowing message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House are unacquainted with Mr. Mickelwrath, one of the Gentlemen nominated by the Senate for the Delegate to Congress, and request some information respecting him.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

Through the indisposition of Mr. Coor, one of the members appointed on the part of this House to superintend the balloting for the several appointments, &c., to take place this evening, we have discharged him from that duty and appointed Mr. Brown in his place who, with Mr. Macon, the member heretofore appointed, will attend and conduct the balloting.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have appointed Mr. Winslow and Mr. Frohock to superintend the balloting this evening; at the request of Mr. Lanier his name is withdrawn from the nomination for Treasurer.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

It is the opinion of this House that the report of the Committee on the Petition of James Logan, of Lincoln County, might be concurred with after being amended by expunging the words *any law to the contrary notwithstanding* from the last line.

This report is sent herewith for your further determination in regard to it.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have, agreeable to your message, reconsidered the report of the Committee on the Petition of James Logan, but cannot reconcile it to our Ideas of Justice to determine upon it otherwise than we have before determined on it.

The Petition of James Williams was read and referred to the first Committee of Propositions and Grievances.

Received from the Senate the following Bills, vizt.:

A Bill laying certain duties therein mentioned on all foreign Merchandize imported into this State in aid of the public finances, &c.

A Bill to establish the principal Streets of Fayetteville, &c. Endorsed, 22 May, 1784, read the first time and passed.

Recd. also, A Bill for levying a tax for paying the Interest of the Certificates granted to officers of the Continental line of this State,

who continued in the service to the end of the war, and the interest of certificates granted to officers, or the representatives of officers, who died in the service, or were deranged, and who are intitled to depreciation by the regulations of Congress, and also the interest of Certificates granted to Soldiers, who are intitled to depreciation by the aforesaid regulations of Congress. Endorsed, 22 May, 1784, read the second time, amended and passed.

Ordered that these Bills be read on Monday next.

Received from the Senate the Bill for appointing Collectors of the Imposts at the several ports of this State, and for regulating the duty of the Naval Officers, the officers of the customs and masters of vessels. Endorsed, 22 May, 1784, read the first time, amended and passed.

Ordered that this Bill be read for the second time in this House on Monday next.

Received from the Senate the following Reports of the Committee of Propositions and Grievances, vizt.:

On the Petition of a Number of the Inhabitants of Wayne, Duplin and Dobbs Counties;

On the Memorial of David Miller;

On the account of James Mebane, Sheriff of Orange County;

On the Petition of James Withrow, Esquire;

On the Petition of William Elliott; and,

On the Petition of Peter Terry, severally endorsed and respectively concurred with.

Mr. Hooper moved for leave and presented a Bill to amend an act concerning servants and slaves, which was read for information, & then for the first reading in this House, was passed and sent to the Senate.

Mr. Winslow, from the joint balloting for delegates, Treasurers, Collectors of the Imposts, the place at which and the time when the next Assembly shall be held, Reported as follows, vizt:

That by a majority of the votes of both Houses of the General Assembly, Benjamin Smith and Adlai Osborne, Esquires, were elected Delegates. William Locke, Memucan Hunt, Green Hill, William Skinner, John Brown, Benjamin Exum, and Joseph Cain, Esquires, Treasurers for the Districts in which they respectively reside.

John Davis for Port Beaufort, Nathan Keaise for Port Bath,

Thomas Benbury, Esquire, for Port Roanoke, and Samuel Ferebee for Port Currituck, Collectors of the Imposts.

That the first Monday in October next is the time on which the next session of the General Assembly shall commence.

That there was not a majority of votes in favour of either of the other Gentlemen in nomination for a Delegate, for no one person in nomination for a Collector of Port Brunswick, and that neither of the places in nomination for the meeting of the next session of Assembly had a majority of votes

The House taking the said report into consideration, concurred therewith, and ordered the following message to be sent the Senate: Mr. Speaker and Gentlemen:

We propose balloting for the delegate and a Collector of the Imposts for Port Brunswick, and the place at which the next session of the General Assembly shall be held on Monday next at four o'clock in the evening.

The several matters to this day referred being postponed, the House adjourned till Monday morning 6 o'clock.

MONDAY, 24 May, 1784.

The House met according to adjournment.

An account of James Glasgow, Esquire, Secretary, was presented and read, and referred to the second Committee of Propositions and Grievances.

Read the account of Benjamin Exum, Esquire, Treasurer of the District of New Bern, which was referred to the second Committee of Propositions and Grievances.

Read the Petition of Thomas Harris. Ordered that the same be referred to the second Committee of Propositions and Grievances.

Mr. Frohock moved for leave and presented a Bill to amend an act for regulating the Town of Salisbury and securing the Inhabitants in their possession, and to encourage the settlement of the said Town, which was read for information, and then for the first reading in this House, was passed and sent to the Senate.

Mr. J. Blount moved for leave and presented a Bill to amend an act intitled "an act for opening the Land Office for the redemption of Specie and other certificates and for discharging the arrears due

to the Army," which was read for information, and then for the first reading in this House, was passed and sent to the Senate.

Mr. Cumming moved for leave and presented a Bill to suspend the operation of the Act of limitation of the Law for a time limited, which was read for information, and then for the first reading in this House, was passed & sent to the Senate.

Mr. Bloodworth moved for leave and presented a Bill for the more speedy and effectual recovery of slaves clandestinely detained from their owners, which was read for information, and then for the first reading in this House, was passed & sent to the Senate.

Mr. Maclaine moved for leave and presented a Bill for imposing a duty or tax in aid of the public revenue, upon the different articles therein mentioned, sold at auction or public vendue, and for regulating auctioneers or vendue masters, which was read for information, and then for the first reading in this House, was passed and sent to the Senate.

Mr. Benjamin Hawkins moved for leave and presented a Bill authorizing the Governor to execute Deeds to the several purchasers of confiscated Lands in the manner therein mentioned, which was read for information, and then for the first reading in this House, was passed & sent to the Senate.

Ordered that the Clerk of this House issue Certificates to James Withrow and Mary Moody for the allowances made them, and to Col. Richard Henderson for one half of the allowance made him this session.

Mr. Maclaine moved for leave and presented a Bill for altering the Times of holding the annual elections and annual Assemblies, and directing the manner of electing annual officers for the succeeding year, which was read for information and then for the first reading in this House, was passed and sent to the Senate.

Mr. Winslow moved for leave and presented a Bill to enable Mary Dowd to sue for and recover to her own use and the use of her children by her husband Conner Dowd, all debts due and owing to the said Conner and all other things in action which the said Conner Dowd might lawfully sue for and recover, which was read for information, and then for the first reading in this House, was passed and sent to the Senate.

The Bill to impower William Hall to take Toll for a Bridge by

him built over the North East of Cape Fear at the Mouth of Limestone Creek in Duplin County, was read the first time, passed and sent to the Senate.

The Bill to amend an act entitled "an act to amend an act entitled an act for dividing Tryon County, and other purposes," was read the first time, passed and sent to the Senate.

Resolved, That Mr. Thomas Gray have leave to absent himself from the service of this House after Saturday next.

The Bill to amend an act entitled "an act for the relief of the officers and soldiers of the Continental line and for other purposes," was read the first time, passed and sent to the Senate.

The Bill to impower commissioners therein mentioned to repair the public buildings in the town of Hillsborough, was read the first time, passed and sent to the Senate.

The Bill to oblige the creditors of this State, being citizens thereof, to render a state of their demands within a limited time, was read the first time, passed and sent to the Senate.

The Bill to repeal the several acts of the General Assembly appointing District Auditors and directing their duty in office, was read the first time, passed and sent to the Senate.

The Bill to impower the County Surveyors to make surveys and returns in the manner therein was read the first time, passed and sent to the Senate.

The Bill to impower the executors of John Bowman, deceased, to pay into the Treasury such sums of Money as he received for the public as Sheriff of Burke County, without depreciation, was read the first time, passed and sent to the Senate.

Mr. Maclaine moved for leave and presented a Bill to amend an Act intitled "an Act for purchasing a lot or lots in the town of Wilmington for the purpose of buiding a Gaol for the District of Wilmington, and for other purposes, and for repairing the Court House of the said District," which was read for information, and then for the first reading in this House, was passed and sent to the Senate.

The Bill to encourage subjects of foreign States to lend money at interest on real estates within this State was read the first time, passed and sent to the Senate.

A warrant from His Excellency the Governor, directed to any County Commissioner in the District of Edenton in favour of Mr.

George Gray, and also one other warrant in favour of Messrs. Baker and Blow, were read. Ordered, that they be referred to the first Committee of Propositions and Grievances.

Ordered that the Bill laying certain duties therein mentioned on all foreign merchandize imported in this State, &c., be read for the second time in this House to-morrow.

The Bill to amend an act to vest certain Lands in Richard Henderson and others, and to grant a further compensation to the said persons, was read the first time, amended, passed and sent to the Senate.

The Bill to amend an act intitled "an act for ascertaining what property in this State shall be deemed taxable property, the method of assessing the same, and collecting public taxes, was read the first time, passed and sent to the Senate.

Resolved, That the Honourable Benjamin Hawkins and Hugh Williamson, Esquires, are entitled to the thanks of the Citizens of this State for their long and faithful services in the Congress of the United States, and that the Honorable the Speaker of the General Assembly be and they are hereby requested to present them with the same.

Resolved, That the Treasurers of this State, or some of them, advance to Thomas Davis, the public printer, the sum of one hundred and fifty pounds mentioned in a warrant drawn on them by His Excellency the Governor, dated at Hillsborough the eighth day of October in the year 1782, and that this resolution, together with the said warrant, shall be a sufficient voucher for the above sum to the Treasurer advancing the same in the settlement of his public accounts.

Ordered that Mr. Bonds have leave to absent himself from the service of this House after Saturday next.

The Bill for extending the dividing line between the Counties of Edgecombe and Martin and Martin and Pitt, was read the second time, amended, passed and sent to the Senate.

Read the Petition of Robert Walker, which was referred to the first Committee of Propositions and Grievances.

The Bill for enfranchising Ned Griffin, late the property of William Kitchen, was read the second time, amended by consent of the Senate, passed and ordered to be engrossed.

The Bill for extending the dividing line between the Counties of Burke and Rutherford was read the second time, passed and sent to the Senate.

Resolved, That the Auditors of Hillsborough District be directed to issue a Certificate to James Gilbert for the sum of six pounds ten shillings to replace one formerly granted him for the same sum, which has been destroyed by being washed to pieces before he received the sum therein certified to be due to him.

The Bill to regulate the Town of Hillsborough, and to repeal all laws in force which come within the purview hereof, was read the second time, amended, passed and sent to the Senate.

Resolved, That the Treasurer of Edenton District be directed to advance to Henry Montfort, Esquire, one hundred and forty-four pounds, mentioned in a warrant granted on the said Treasurer by his Excellency the Governor, dated at Hillsborough the sixteenth day of May, 1783, and this resolution, together with the said Warrant, shall be sufficient to entitle the said Treasurer to a credit of that sum in the settlement of his public accounts.

The Bill to authorize Richmond Pearson to collect the Specific Tax which remains due from the Inhabitants of the County of Rowan for the year 1781, and also the Commissioner of Franklin County to collect the arrears of the taxes of said County for 1781 & 1782, was read the second time, amended, passed and sent to the Senate.

Received from the Senate the Resolve of this House directing the auditors of Hillsborough District to issue a certificate to James Gilbert; the Resolve directing the Treasurers or either of them to advance to Thomas Davis one hundred and fifty pounds; the Resolve directing the Treasurer of Edenton District to advance to Henry Montfort one hundred & forty-four pounds, and the Resolve requesting the Speakers of the Assembly to present the thanks of the Citizens of this State to the Honourable Benjamin Hawkins and Hugh Williamson, Esquires, respectively concurred with.

The Order of the day for reading for the third and last time the Bill for Ceding to Congress of the United States certain Western lands therein described, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same, being called for and read, it was moved and seconded, that the Bill should be read according to order, which was objected to by Colo. Davie who

proposed that the Bill should be laid over until the next session of the General Assembly, which was also seconded. The question was put shall the Bill be now read or postponed until the next Assembly, and carried in the affirmative.

The yeas and nays being required by Mr. Bloodworth are as follows:

Yeas—Ferebee, Stone, Herritage, Payne, Gray, B. Jones, Gillespie, Dolvin, Sessums, Eborn, McCulloch, Randal, Mayo, Gest, Hooper, Edmunds, Butler, Moye, Jordan, Harvey, Skinner, Thomas, Conner, Reddick, Spruill, A. Maclaine, Cumming, Sitgreaves, Lytle, B. Hawkins, C. Robertson, W. Blount, Shepperd, Smith, Moore, Brickell, Lewis, West, Starkey, J. Blount, Looney, A. Bryan, Humphries, Winslow, W. Bryan, N. Jones and Long.—47.

Nays—Messrs. Lucas, Flowers, Cain, E. Robertson, White, Oliver, Lennard, Clark, P. Hawkins, T. Sherrod, Ransom, Hill, Person, McDonald, Sloan, Kendal, Pickett, Barringer, Robins, Alford, Carter, Lenoir, B. Sherrod, Franklin, Emmett, Bloodworth, Montfort, Hinton, Bond, McKissick, Speed, Auld, Jackson, Singleton, Shelton, Withrow, Lock, Phifer, Cage, Frohock, McDowall, Wilson, Davie, E. McLean, Galloway and Smithwick.—46.

So it was resolved the Bill should be read, which being done the third time, was passed and sent to the Senate.

On the question shall the Bill pass or not pass, the yeas and nays were required by Mr. Person and are as follows:

Yeas—Messrs. W. Bryan, Ferebee, Lucas, Oliver, Stone, Herritage, Payne, Gray, B. Jones, Dolvin, Gillispie, Sessums, Eborn, McCulloch, Randal, Mayo, Gest, Hooper, Edmunds, Butler, Moy, Jordan, Harvey, Skinner, Thomas, Conner, Reddick, Spruill, A. Maclaine, Cumming, N. Jones, Sitgreaves, Bloodworth, Lytle, B. Hawkins, C. Robertson, W. Blount, Shepperd, Smith, Moore, Brickell. Auld, Jackson, West, Starkey, F. Blount, Looney, A. Bryan, Humphries, Nash, Winslow, and Long.—52.

Nays—Messrs. Flowers, Cain, Lennard, Clark, E. Robertson, White, P. Hawkins, Thomas, Sherrod, Ransom, Hill, Person, McDonald, Sloan, Kendal, Pickett, Barringer, Robins, Alford, Carter, Lenoir, B. Sherrod, Franklin, Emmet, Montfort, Hinton, Bond, McKissick, Speed, Lewis, Singleton, Shelton, Withrow, Lock, Phifer,

Cage, Frohock, McDowall, Wilson, Davie, E. McLean, Galloway, and Smithwick.—43.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent that the place where the next Assembly shall be held be balloted for this evening at the time by you proposed, and that the delegates yet to be elected, and the Collectors of the Imposts for port Brunswick be ballotted for at the same time.

Received from the Senate the account of James Glasgow, Esq., the Petition of Thomas Harris, the Petition of Robert Walker, the Petition of James Williams, the warrant from the Governor on the Commissioners of Edenton District in favour of Messrs. Baker and Blow, and the account of Benjamin Exum against the State. Endorsed respectively, in Senate 24 May, 1784, read and referred as by the Commons.

Received from the Senate the Bill to impower the County Surveyors to make surveys and returns in the manner therein mentioned.

A Bill for imposing a duty or Tax in aid of the public revenue, &c.

A Bill to amend an act for regulating the Town of Salisbury, &c.

A Bill for altering the times of holding the annual elections, &c.

A Bill for the more speedy recovery of Slaves, &c.

A Bill to enable Mary Dowd to sue for and recover to her own use the debts due her husband, Conner Dowd, &c.

A Bill to amend an act for opening the land office, &c.

A Bill to amend an act intitled "an act for purchasing a lot or lots in the Town of Wilmington, &c." Endorsed, in the Senate 24 May, 1784, read the first time and passed.

Ordered that these Bills be read the second time in this House on Wednesday next.

Received from the Senate the Bill vesting a power in the United States in Congress Assembled to levy a duty on foreign merchandize for the use of the United States. Endorsed, in Senate, 22 May, 1784, read the second time, amended by consent of the Commons, passed and ordered to be engrossed.

The Bill to impower the Delegates of this State in Congress to assent to the repeal of part of the eighth of the articles of confederation and perpetual union between the thirteen States of America

and to prescribe and ratify the alteration proposed in the recommendation of Congress of the eighteenth of April, 1783, in place thereof, as part of the said Instrument of Union, was read the second time, passed and sent to the Senate.

The Bill for appointing a public printer and directing his duty in office, was read the second time & ordered to lie on the table.

Mr. Winslow, from the joint balloting for delegates, and a collector of Port Brunswick and the place at which the next Assembly shall be held, Reported:

That neither of the Gentlemen in nomination for a delegate or for a Collector had a majority of votes. That by a majority of votes the next Assembly is to be held at New Bern.

The House taking the said report into consideration concurred therewith.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot immediately for the Delegate yet to be made choice of, and for a Collector of the Impost for Port Brunswick.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree to your proposal to ballot immediately for the Delegate yet to be made choice of and for a Collector for Port Brunswick. Mr. Winslow and Mr. Frohock attend to see the Balloting conducted in your House.

Mr. Winslow, from joint balloting for a Delegate and a Collector for Port Brunswick, Report that William Cummings, Esquire, was Elected a Delegate, and Mr. James Reid Collector by a Majority of the votes of both Houses of the General Assembly.

The House, taking the said report into consideration concurred therewith.

Ordered that the Bill for dividing Cumberland into two distinct Counties be read for the third and last time in this House to-morrow.

The several matters to this Day referred being postponed, the House adjourned till To-morrow Morning 6 o'clock.

TUESDAY, 25 May, 1784.

The House met according to adjournment.

The Bill to repeal all acts now in force in this State, which direct or provide for the payment of any Slave killed or executed therein, was read for information, and then for the first reading in this House, was passed and sent to the Senate.

The Bill for appointing a public printer and directing his duty in office, was read the second time, amended, passed and sent to the Senate.

Mr. Hawkins, from the Committe to whom was referred the letter from the Minister of France with its inclosures respecting advances made by the government of Martinique to the Marquis de Bretigney, late Agent, for the use of this State, Reported as follows:

That it appears from the Minister's letter and other papers referred to the Committee, that the Government of Martinique furnished for the use of this State to the Marquis de Bretigney, impowered to procure the same, arms, ammunition and other things amounting in the whole to thirty-two thousand four hundred livres being at five livres eight sous Tournois the dollar—Six thousand Dollars. That the heads of the departments from which these advances were made are answerable for them, and therefore the Minister requests that measures may be taken as soon as practicable to reimburse the sum aforesaid either to him in Philadelphia or to the Government of Martinique, as may be most convenient for this State. Whereupon the Committee recommend, that the Governor be impowered and required to take measures for repayment of the aforesaid sum of six Thousand Dollars, with interest thereon till paid out of the monies received for 1783, if there are any unappropriated.

The Committee further report, that they have compared the several papers therein referred to them with the accounts of the Marquis de Bretigney, and find sufficient matter to induce them to believe that a part of the money due the Government of Martinique has been paid to the Marquis on the settlement of his accounts with this State, and thereupon the Committee recommend, that the whole of the papers on this subject be referred to the Comptroller and he be required to take proper measures for the final settlement of the accounts of the Marquis and for receiving from him all the money paid by this State to him for the Government of Martinique, and

which has not been remitted by him for that purpose. And further the Committee report, that altho' the vessel in which the Marquis sailed to Martinique was obtained on monthly hire from Messrs. S. Schelebeck and Mailhol, yet that large repairs were made on the said vessel in Martinique and charged by that Governent to this State for which Messrs. Schelebeck and Mailhol have not in their account of hire as aforesaid given any credit, and therefore the Marquis should be requested to make the discrimination of such repairs that they may be charged to the said Messrs. Schelebeck and Mailhol who are responsible for the same.

BENJAMIN HAWKINS, Chairman.

The House taking the said report into consideration concurred therewith.

The additional Bill to an act intitled "an act directing the method of electing members of the General Assembly and other purposes," was read the second time, pased and sent to the Senate.

Ordered that Mr. Winslow have leave to withdraw the accounts of Mr. Cochran, to which his Petition referred.

Ordered that the Bill for establishing a Militia in this State, lie over until the next Session of Assembly.

Mr. Phil. Hawkins, from the Committee to whom was referred the Petition of Elizabeth Torrence of Dobbs County, praying that her husband be permitted to remain with his family, Reported as follows, vizt.:

That your Committee having taken the same under their consideration are of opinion that the said Petition be rejected, he having taken part with the enemies of the United States, as set forth by the said Petition.

PHIL. HAWKINS, Chmn.

The House taking the said report into consideration concurred therewith.

Mr. Phil Hawkins, from the Committee to whom was referred the Petition of Michail Hearn, reported as follows, vizt.:

It is the opinion of your Committee that Mr. Bennett, the Commissary, give to Mr. Michail Hearn a receipt for twelve barrels of pork which was thrown overboard in a storm on its passage to Eden-

ton, being part of a quantity that he bought of Mr. Hearn for the public, and that the Comptroller allow Mr. Bennett for the same in the settlement of his accounts.

PHIL. HAWKINS, Chmn.

The House taking the same into consideration concurred therewith.

Mr. Phil. Hawkins, from the Committee to whom was referred the Petition of David Dodd, Reported as follows, vizt.:

Your Committee having taken the same into consideration, are of opinion that the said account for one thousand nine hundred pounds weight of flour, and eight casks (four hundred weight of butter) seventy-five days service of a Waggon, Team and Driver, Shoeing four horses, and forage for his Team and provision for himself seventeen days, be referred to the Board of Auditors in Salisbury District to settle the same and make such allowance as they think proper for the articles contained in the account.

PHIL. HAWKINS, Chmn.

The House taking the said report into consideration concurred therewith.

Mr. Phil. Hawkins, from the Committee to whom was referred the Petition of The Executors of the late General Davidson, &c., Reported as follows, vizt.:

That it appears to your Committee that in July, 1780, the said Davidson, borrowed and received from General Rutherford, Sixteen Thousand Dollars public money for which he gave a note to General Rutherford, and that he expended in the public service twelve Thousand three Hundred and twenty Dollars, as appears by vouchers; Your Committee are therefore of opinion the Executors of General Davidson ought to have a Credit in their settlement with General Rutherford for that sum, and that a resolve pass for that purpose.

Your Committee further report, that they are unacquainted with the resolutions referred to respecting the negroes in the possession of Mrs. Davidson, and that they are of opinion that the half pay of General Davidson is a Continental charge, and ought to be referred to the Commissioner for settling the accounts of the Army.

PHIL. HAWKINS, Chmn.

The House taking the said report into consideration concurred therewith, whereupon,

Resolved, That General Griffith Rutherford, in the settlement of his accounts in behalf of the public with the late General Davidson, be directed to give credit to the said Executors for twelve thousand three hundred & twenty Dollars, part of sixteen thousand Dollars, public money, advanced by him to General Davidson for public purposes: it appearing by sundry vouchers exhibited to this Assembly by the said Executors, that General Davidson in his lifetime did expend that sum for the purposes that those Sixteen Thousand Dollars were received for, and that the said vouchers shall be sufficient to entitle General Rutherford to be credited for that sum in the settlement of his accounts with the public.

The Memorial of George H. Barringer was read & referred to the first Committee of Propositions and Grievances.

The Bill establishing a Court of Chancery, was read the second time and rejected.

Whereas, An act having passed the two Houses of the General Assembly for ceding certain lands to the Congress of the United States,

Resolved, That no Entry for any lands within the limits of the Lands so ceded be hereafter made, and that Colo. John Armstrong be and he is hereby required and directed to receive no more entries or claims for Lands in the office by him kept, after this notification.

Resolved, That the Comptroller General be directed to settle as soon as may be, the accounts of the Entry Taker and report to this House what amount in Auditor's Certificates, or other mode of payment, the said entry Taker has now in his hands, with a general state of accounts so settled, in which account the Entry Taker is to specify the dates of the several entries and when the purchase money was paid for such Entries, respectively.

Mr. Cumming moved for leave and presented a Bill to regulate the town of Edenton, which was read for information, and then for the first reading in this House, when it was passed & sent to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate do not concur with the Resolve of your House for settling and reporting on the accounts and books of John Armstrong,

Esquire, Entry Taker, but propose that a joint Committee be appointed to examine the books of the Entry Taker, with power to send for persons and papers so as to obtain all other necessary information relative thereto; that they make report of their proceedings herein, and that they likewise report what entries have been made within ten days past, and whether prompt payment has been made for the same, or otherwise, for which purpose we appoint Mr. Irwin, General Gregory and Mr. Lane a Committee.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

Mr. Maclaine, Mr. Person, Mr. B. Hawkins, Mr. Lock, Mr. Blount, Mr. Hooper, Mr. Phifer, Mr. Wilson and Mr. Davie, will act with the Gentlemen by you appointed to examine and report upon the accounts and books of Colo. John Armstrong, Entry Taker, &c.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the "Bill to prevent certain persons therein described or mentioned, from returning or coming into this State," be recommitted; that a certain number of members from each District be appointed by the respective Houses, for the purpose of preparing and reporting the amendments necessary to be made in this Bill, to which end we appoint General Rutherford and Mr. Irwin, from Salisbury; Mr. Everagin and Mr. S. Johnston, from Edenton; Mr. Hargett and Mr. Coor, from New Bern; Mr. Macon and Mr. Lockhart, from Halifax; Mr. Brown and Mr. Thomas Johnston, from Wilmington; Mr. Lane and Mr. McCawley, from Hillsborough, and General McDowall and Mr. Alexander, from Morgan.

Ordered that the following message be sent to the Senate:

Mr. Speaker & Gentlemen:

We have appointed Mr. Hooper, Mr. Person, Mr. Davie, Mr. B. Hawkins, Mr. Lenoir, Mr. Singleton, Mr. Bryan, Mr. Sitgreaves, Mr. Lock, Mr. Wilson, Mr. Lennard, Mr. Bloodworth, Mr. Stone, and Mr. Conner, a Committee, with the Gentlemen appointed by the Senate, for the purpose of preparing the amendments necessary to be made in the Bill to prevent certain persons therein mentioned from returning or coming into this State, &c.

Received from the Senate the Report of the Committee on the account of Stephen Potts, the Report on the Petition of Michail Hearn, the report on the Petition of Elizabeth Torrence, the report on the Petition of David Dodd, the Report of the Committee on the French Minister's Letters and its inclosures respecting the agency of the Marquis de Bretigney, and the report on the Petition of the Executors of the late General Davidson and the resolve of this House in consequence thereof, respectively concurred with.

Received from the Senate the following Bills, vizt.:

A Bill to amend an Act entitled " an act for ascertaining what property in this State shall be deemed taxable property," &c.

A Bill to amend an act entitled "an act for the relief of the officers and soldiers of the Continental line and for other purposes."

A Bill to oblige the creditors of this State, being Citizens thereof, to render a Statement of their demands within a limited time.

A Bill to repeal the several acts of the General Assembly appointing District Auditors, &c.

A Bill to impower the executors of John Bowman, Decd., to pay into the Treasury such sums of money as he received for the public as Sheriff of Burke County, without Depreciation.

A Bill to encourage the subjects of foreign States to lend money at Interest on real estates within this State.

A Bill to amend an act to vest certain Lands in Richard Henderson and others.

A Bill to impower Commissioners therein mentioned to repair the public buildings in the town of Hillsborough, and

A Bill to amend an act entitled " an act to amend an act entitled an act for dividing Tryon County and other purposes." Respectively endorsed, in Senate, read the second time and passed.

Ordered that these Bills be read the second time in this House to-morrow.

Received from the Senate the Resolve of this House directing the Entry Officer of Claims for Lands not to receive any more entries, concurred with.

The several matters to this day referred being postponed, the House adjourned till To-morrow morning 9 o'clock.

WEDNESDAY, 26 May, 1784.

The House met according to adjournment.

Received from the Senate the Petition of Stephen Cole. Endorsed, read & referred to the first Committee of Propositions and Grievances. The said Petition being read was referred as by the Senate.

Ordered that the Clerk issue the Resolve in favour of Henry Jones, of Thomas Davis and of Morris Simons, Esqr.

Ordered that Mr. Simmons and Mr. Smith have leave to absent themselves from the service of this House after Saturday.

The account of Green Hill, Esquire, Treasurer of the District of Halifax, was read and referred to the first Committee of Propositions and Grievances.

The Bill for the relief of persons who have suffered or may suffer by their Grants, Deeds and Mesne Conveyances not being proved and registered within the time heretofore appointed by law, was read the second time, amended, passed and sent to the Senate.

The Bill to regulate the descent of real Estates; To do away entails; To make provision for Widows, and to prevent frauds in the execution of last Wills and Testaments, was read the second time, amended, passed and sent to the Senate.

Mr. Person, from the Committee of Claims and Depreciation, to whom was referred the Memorial of Thomas Burke's Executors, Reported as follows, vizt: That they have considered the report of the Committee appointed by the Assembly in May, 1782, to examine the accounts of the said Doctor Burke, Deceased, (late Governor of this State), and are of opinion that one hundred and twenty pounds ought to be allowed out of the public Treasury of this State to the Executors of Doctor Burke in full compensation for all his expenses while a prisoner with the enemy.

THOMAS PERSON, Chmn.

The House taking the said report into consideration concurred therewith.

Mr. Person, from the Committee of Claims and Depreciation, to whom was referred the Memorial of John Huske, Secretary to the late Governor Burke, reported:

That Mr. Huske, by a Resolve of the Assembly in the year 1782,

obtained a warrant on the Treasurer for one hundred and fifty pounds in full satisfaction for his pay as Secretary, as above, and his expenses while a prisoner with the Enemy. It appears that Mr. Huske never drew the amount of the above mentioned warrant, nor any part thereof, tho' he made frequent application to different treasurers for that purpose. Your Committee would therefore recommend that he be allowed the sum of one hundred and fifty pounds in lieu of the above Warrant, for the immediate payment of one third of which sum, vizt., fifty pounds, a warrant shall issue on any of the Treasurers now in Hillsborough, and for the remaining part vizt.: one hundred pounds, a warrant shall issue in his favor on the Treasurer of Wilmington District who shall be directed to pay the same before any other warrant of a later date than that which he, Mr. Huske, shall receive as above.

THOMAS PERSON, Chmn.

The House taking the said report into consideration concurred therewith.

Received from the Senate the accot. of Green Hill, Esquire, public Treasurer and the Memorial of George H. Barringer. Endorsed, read & referred as by the Commons.

Read the Petition of William Culbertson, whereupon,

Resolved, That the Auditors of Hillsborough District be directed to issue a certificate to William Culbertson, of Caswell County, for twenty-two pounds five shillings to replace certificates to that amount formerly issued by them and which have been destroyed by being washed to pieces in his pocket.

The Bill to encourage Benjamin Smith to repair and compleat the Bridge and Causeway through the Great Island, opposite Wilmington, was read the second time and sent to the Senate.

The Bill for establishing a Court of Oyer and Terminer and general Gaol Delivery in the County of Davidson, was read the second time, passed and ordered to be engrossed.

Received from the Senate a Bill for levying a tax for the support of Government and for the redemption of old paper currency, specie and other certificates. Endorsed in Senate, 26 May, 1784, read the first time and passed.

Ordered that this Bill be read; the same was read for information

and then for the first reading in this House, was passed and sent to the Senate.

Received from the Senate a Bill to prevent doubts as to the rights of Sovereignty and Jurisdiction in and over the territory lying west of the Apalachian Mountains, for shutting the Land office and for indemnifying John Armstrong, Esqr., Entry Taker against vexatious suits for his conduct while in office, which was read for information then for the first reading in this House, when it was passed and sent to the Senate.

The address of Benjamin Hawkins, Esquire, was read and referred to a joint Committee, the members chosen by this House are Mr. Lytle, Mr. Blount and Mr. Davie.

Received from the Senate a Resolve for exempting Samuel Torrentine from the payment of Public Taxes, which being read was rejected, whereupon Resolved, That Samuel Torrentine be exempted from the payment of Poll Taxes only.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

At the request of Mr. Hooper we have excused him from attending on the Committee appointed to prepare the amendments to be made in the Bill to prevent certain persons therein mentioned from returning or coming into the State, and have added General Butler in his room.

Received from the Senate the report of the Committee appointed to receive the old paper currency and certificates, which being read was concurred with.

General Butler, from the Committee of Propositions and Grievances, reported as follows, vizt.:

Your Committee having considered the Petition of Joseph Cain, Esqr., Treasurer of Wilmington District, are of opinion that the said Cain be allowed the time travelling to Halifax, in order to receive part of the late emission of money, Twenty-one pounds. And for travelling to and from, and attendance on the present Assembly, Twenty-five pounds, amounting in the whole to Forty-six pounds, which should be allowed him in settlement of his accounts with the public.

JOHN BUTLER, Chmn.

The House taking the said Report into consideration, concurred therewith.

General Butler, from the Committee of Propositions and Grievances, Reported as follows, vizt.:

Read the Petition of James Guthery, and are of opinion the Auditors have made him a sufficient allowance for his claim for which reason it is rejected.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee of Propositions and Grievances, Reported as follows:

Read the Petition of Thornton Yancey, praying an allowance for keeping prisoners, &c., which is rejected for want of proper vouchers.

JOHN BUTLER, Ch.

The House taking the foregoing report into consideration concurred therewith.

General Butler, from the Committee of Propositions and Grievances, reported as follows, to-wit:

Read the Petition of John Hawkins and Mary Hunter, and it appears to your Committee that it does not come before the General Assembly.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee of Propositions and Grievances, Reported as follows, vizt.:

That having considered the account of Anthony Newman, are of opinion that it be rejected for want of proper vouchers.

JOHN BUTLER, Chmn.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee of Propositions and Grievances, Reported as follows, vizt.:

Read the Petition of Robert Walker, collector of the Specific provision Tax for Surry County, sitting forth that he, as a Commissioner for said County, has in divers instances taken up orders given

to individuals by officers for specific supplies, which orders he has taken up and neglected taking receipts thereon, and praying that the Comptroller be directed to settle his accounts without such receipts. It is the opinion of your Committee that the Comptroller should not settle the accounts without proper vouchers.

JOHN BUTLER, Chmn.

The House taking the said report into consideration concurred therewith.

General Butler, from the Committee of Propositions and Grievances, delivered in the following reports, vizt.:

Having read the Petition of James Williams, respecting a supposed lost certificate of an allowance as a member of Assembly, which is rejected for want of proof to show that it was actually destroyed.

JOHN BUTLER, Chmn.

The House taking the said report into consideration concurred therewith.

Having considered the Memorial of Samuel Lockhart, Esquire, late superintendent of specific provision supplies for the District of Halifax, are of opinion that the said Lockhart be allowed the sum of twenty shillings for every day that he was in actual service, and that the Auditors be directed to allow him for the same and for so much of his accounts as he can produce vouchers for.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

The several matters to this day referred being postponed, the House adjourned till To-morrow morning 6 o'clock.

THURSDAY, 27 May, 1784.

The House met according to adjournment.

Resolved, That the Treasurer of the District of Edenton be and he is hereby directed to pay and take up a Warrant Granted by his Excellency the Governor, in favour of Matthew O'Mally for the sum of twenty-one pounds Eighteen Shillings, bearing date Hillsborough, September 1, 1782, which, together with this resolve, shall be a sufficient voucher in the settlement of his accounts with the public, for the same.

Received from the Senate the Report of the Committee in favour of John Huske, the Report in favour of the Executors of the late Doctor Burke, deceased, and the Resolve of this House directing the Hillsborough District Auditors to issue a Certificate to William Culbertson, respectively concurred with.

Read the address of Mr. Benjamin Hawkins respecting Mr. Cist, printer in Philadelphia, which was referred to Mr. Hawkins, Mr. Blount, Mr. Nash, Mr. Person & Mr. Davie.

Received from the Senate the Resolve of this House for exempting Samuel Torrentine from the payment of Poll Taxes, and the Resolve directing the Treasurer of Edenton District to pay a Warrant drawn by his Excellency the Governor, in favour of Matthew O'Mally, respectively concurred with.

Received from the Senate the address of Benjamin Hawkins. Endorsed, read and referred to Mr. Macon, Mr. Jones and Mr. Moore.

The Bill to impower the several County Courts in this State to lay a tax annually for the purpose of erecting or repairing the Court House, Prison and Stocks in each County where necessary, and for defraying the Contingent charges of the County was read the second time, amended by consent of the Senate, passed and ordered to be engrossed.

Received from the Senate a Bill for levying a tax for the support of Governent and for the redemption of old paper currency, specie and other certificates, and

A Bill to prevent doubts as to the right of Sovereignty and Jurisdiction in and over the Territory lying West of the Apalachian Mountains, for shutting the Land Office, and for indemnifying John Armstrong, Esqr., Entry Taker, against vexatious suits for his conduct in office. Endorsed, in Senate 27 May, 1784, read the second time, amended and passed.

The Bill to amend an act for regulating the Town of Salisbury and securing the Inhabitants in their possessions and to encourage the settlement of the said Town, was read the second time, amended, passed and sent to the Senate.

The Bill to establish the principal streets of Fayetteville, as laid down in a plan of the said Town by Commissioners appointed by

an act of the last General Assembly, was read the second time, passed and sent to the Senate.

The Bill to enable Mary Dowd to sue for and recover to her own use, and the use of her children by her husband Conner Dowd, all debts due and owing the said Conner Dowd and all other things in action which the said Conner Dowd might lawfully sue for and recover, was read the second time, amended, passed & sent to the Senate.

Received from the Senate the claim of Major Pinkethman Eaton, deceased, which being read, was referred to the Auditors of Halifax District.

The Bill for imposing a duty or tax in aid of the public revenue upon the different articles therein mentioned sold at auction or public vendue, and for regulating Auctioneers or vendue masters, was read the second time, amended, passed and sent to the Senate.

Received from the Senate the following reports of the Committee of Propositions and Grievances, vizt:

On the Petition of Joseph Cain, Esquire; On the Petition of James Guthery, on the Petition of Thornton Yancey, on the petition of John Hawkins & Mary Hunter, on the account of Anthony Newman, on the Petition of James Williams and on the Memorial of Samuel Lockhart, respectively concurred with.

The Supplemental Bill to an act entitled "an act for proving of Bills and Granting administration, and to prevent Frauds in the management of Intestates' Estates," was read the second time, passed and sent to the Senate.

The Bill for altering the time of holding the annual elections and annual Assemblies and directing the manner of electing annual officers for the succeeding year, was read the second time, amended, passed and sent to the Senate.

The Bill to authorize and impower Isaac Gregory, Esquire, formerly Sheriff of Pasquotank, now Pasquotank and Camden Counties, to collect the arrears of Taxes due from the Inhabitants of said Counties for the years 1769, 1770, 1771, 1772 and 1774 was read the second time, passed and sent to the Senate.

The Bill for the relief of such persons as have been disabled by wounds or rendered incapable of procuring for themselves and Families subsistance, in the Militia service of this State, and providing

for the widows and orphans of such as have died, was read the second time, passed and ordered to be engrossed.

The Bill to facilitate the navigation of Neuse River was read the second time, passed and ordered to be engrossed.

The Bill to amend an act entitled "an act for dividing Tryon County, and other purposes," was read the second time, passed and ordered to be engrossed.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen:

We propose that the Report of the Committee on the Petition of Robert Walker be recommitted.

Ordered that the following Message be sent to the Senate:

Mr. Speaker and Gentlemen:

We agree that the report of the Committee on the Petition of Robbert Walker be recommitted.

The Bill for extending the navigation of Roanoke River was read the second time, amended, passed and sent to the Senate.

The several matters to this day referred being postponed, the House adjourned till to-morrow Morning 9 o'clock.

FRIDAY, 28 May, 1784.

The House met according to adjournment.

The Bill for appointing Commissioners for selling the Graineries in the Counties of Franklin and Warren, and for repealing an act intitled "an act for selling the Lot No. 44 in Warrenton, whereon the public Graineries now stand and for other purposes, and for altering the times of holding Courts in the County of Caswell," was read the second time, amended by consent of the Senate, passed and ordered to be engrossed.

The Bill laying certain duties therein mentioned on all foreign Merchandize imported into this State in aid of the public finances and directing the mode of collecting the same, was read the second time, amended, passed and sent to the Senate.

The Bill for appointing Collectors of the Imposts at the several ports of this State and for regulating the duty of Naval Officers, the officers of the Customs and Masters of Vessels, was read the second time, amended, passed and sent to the Senate.

The Bill to authorize Theophilus Evans to receive Toll at Rock-

fish Bridge by him built in Bladen County, was read the third time, passed and sent to the Senate.

The Bill vesting a power in the United States in Congress assembled, to levy a duty on foreign Merchandise for the use of the United States, was read the third time, passed and sent to the Senate.

The Bill to prevent the exportation of unmerchantable commodities was read the third time, passed and sent to the Senate.

The Bill to ascertain the measurement of fire wood sold in the several Towns established within this State by the Legislature, was read the third time, passed and sent to the Senate.

The Bill to impower Edward Winslow to receive storage of Tobacco inspected and deposited in the ware house by him built at Fayetteville, by permission of the Court of Cumberland County, was read the third time, passed and sent to the Senate.

The Bill to vest in Nathaniel Allen and others, Certain Lands therein mentioned, was read the third time, passed and sent to the Senate.

The Bill for authorizing the United States in Congress assembled, to regulate the trade of this State with foreign Nations, was read the third time, passed and sent to the Senate.

The Bill for dividing Cumberland County into two distinct Counties, was read the third time, passed and sent to the Senate.

The Bill for levying a further tax in the district of Halifax for repairing the Court House and Gaol of said District, was read the third time, passed and sent to the Senate.

The Bill directing the appointment of delegates agreeable to the recommendation of Congress, was read the third time, passed and sent to the Senate.

The Bill to alter the place of holding the County Court in Pasquotank County from Winfield to the Town of Nixonton in the said County and to erect a new Court House, Prison, Pillory and Stocks in the said County, was read the third time, passed and sent to the Senate.

The Bill for establishing a Town on Cumberland River at a place called the Bluff, near the French Lick, was read the third time, passed and sent to the Senate.

The Bill to impower Arthur Brown, Esquire, late Sheriff of Ber-

tie County, to collect the arrears for taxes due for the County in the year 1774 and 1775 was read the third time, passed and sent to the Senate.

The Bill for prolonging the time given by law for securing Lotts in the several Towns within this State, was read the third time, passed and sent to the Senate.

The Bill to encourage Enoch Sawyer to make a road through Pasquotank River Swamp, opposite to his plantation, was read the third time, passed and sent to the Senate.

The Bill to alter the name of Frederick Totevine to Frederick Lane, was read the third time, passed and sent to the Senate.

The Bill to prevent the several species of hunting therein mentioned, was read the third time, passed and sent to the Senate.

The Bill to amend an act passed at New Bern, the first day of December, one thousand seven hundred and sixty-six, entitled, " an act establishing a school house in the town of New Bern, was read the third time, passed and sent to the Senate.

The Bill to prescribe the affirmation of Allegiance and Fidelity to this State to be taken by the people called Quakers, and for granting them certain indulgences therein mentioned, was read the third time, passed and sent to the Senate.

The Bill for altering the names of Joshua Taylor, Moses Taylor, Aaron Taylor, Mark Taylor and William Taylor to that of Joshua Sugg, Moses Sugg, Aaron Sugg, Mark Sugg and William Sugg, was read the third time, passed and sent to the Senate.

The Bill for enfranchising Ned Griffin, late the property of William Kitchin, was read the third time, passed and sent to the Senate.

The Bill for the relief of Sundry Inhabitants of Davidson County, whose names are therein mentioned, was read the third time, passed and sent to the Senate.

The Bill for clearing and opening the Navigation of Trent River in Jones County, was read the third time, passed and sent to the Senate.

The Bill for establishing a Town in Jones County on the lands of Thomas Webber and others, was read the third time, passed and sent to the Senate.

The Bill to amend an act entitled "an act for establishing a Town on the land of William Herritage at a place called Adkin's Banks,

in Dobbs County," was read the third time, passed and sent to the Senate.

The Bill to establish a Town on the lands of John Walker at a place called Deep Water Point, joining Fort Johnston on the river Cape Fear, in Brunswick County, was read the third time, passed and sent to the Senate.

The Bill for extending the Boundary line between the Counties of Pasquotank and Camden, and for allowing County Surveyors further time to make their returns, was read the third time, passed and sent to the Senate.

The Bill for annexing certain lands laid off by Thomas Respass, Esquire, to the Town of Washington, and for impowering the Commissioners to lay a tax on the Inhabitants of said Town, was read the third time, passed and sent to the Senate.

The Bill for establishing and laying out a Town in Richmond County, was read the third time, passed and sent to the Senate.

The Bill for appointing Commissioners in the District of Morgan, for erecting a Court House, prison and Stocks in the County of Burke for the use of said District, and for levying a Tax to compleat the same, also for laying out and establishing a Town in Burke County, was read the third time, passed and sent to the Senate.

The Bill for impowering the Court of Brunswick County to adjourn to the place which they shall think most convenient for holding the same, was read the third time, passed and sent to the Senate.

The Bill for ascertaining the fees of pilots at Ocracoke, Beaufort and Bogue Inlets, and for appointing Comissioners of Navigation for Bogue Inlet, was read the third time, passed and sent to the Senate.

Received from the Senate the accot. of John McKnit Alexander. Endorsed, read and referred to the first Committee of Propositions and Grievances, which being read, was referred as by the Senate.

Received from the Senate the address of Mr. Hawkins, respecting Mr. Cist, printer of Philadelphia. Endorsed, read and referred to Mr. Coor, Mr. Jones and Mr. Macon.

Received from the Senate the Petition of Matthew Collins, which being read, was rejected.

The Petition of Ann Walker was read and referred to the first Committee of Propositions and Grievances.

Resolved, That this House receive no Petitions or Memorials whatever, after this day.

Resolved, That His Excellency the Governor, be requested to prepare and lay before the next General Assembly an estimate of the debts due from this State to the Citizens thereof, particularly specifying the different kinds of assurances, the Interest they bear, and the time of payment; also an estimate of the advances made by this State, on account of the United States or any particular State, as far as the same can respectively be known.

Resolved also, That his Excellency the Governor, prepare and lay before the next Assembly an account of all the taxable property in this State, distinguishing the amount of each description, with the proceeds and application of the Revenues arising therefrom for the current year, and also an account of the number of Families in this State, particularly specifying their ages, sexes and professional employemnts, that the political faculties of the Community may be ascertained in order to prevent the State from being subjected to burthens above her proper proportions and abilities.

Resolved also, That he shall cause the collections, deficiencies and appropriations of the public revenues for the current year to be published in the Gazette in the month of May next.

The Memorial of James Emmet, late Superintendent for the District of Wilmington, was read and referred to the first Committee of Propositions and Grievances.

The Memorial of John Rice was read and referred to the first Committee of Propositions and Grievances.

Resolved, That the Sheriff of Nash County be and he is hereby impowered and required to receive from Colo. Thomas Hunter, of the said County, one Waggon and four horses which were furnished by two classes of men that were excluded from a Continental draught, but not received by the officer appointed for that purpose, and that he, on giving twenty days previous notice thereof, sell the said Waggon and four horses to the highest bidder for Specie Certificates and account with the Treasurer of the District for the same.

The Petition of sundry of the Inhabitants of Orange County complaining that William Ansley had been guilty of Malpractices in the execution of the office of the Justice of the Peace for the said County, was read and laid over until the next Assembly.

The Bill for establishing a Court of Oyer and Terminer and General Gaol Delivery in the County of Davidson, was read the third time, passed and sent to the Senate.

Application being made to this Assembly in behalf of Benjamin Robeson, a Justice of the Peace of New Hanover, suspended from the executions of his office by virtue of an act of Assembly passed at Wake Court House, in the year 1781, that he may be restored to the exercises thereof.

Resolved, That the said Robeson shall be restored to the exercise of the office of a Justice of the Peace for the said County, it appearing to this Assembly that his taking a parole from the enemy was the consequence of an unvoluntary capture of his person.

Resolved, That the Comptroller be and he is hereby authorized and impowered to adjust & finally to settle all accounts between this State and the United States, with the Commissioner to be nominated by the Superintendent of the finances of the United States, agreeable to the resolutions of Congress of the 20th of February, 1782, and approved of by the delegates of this State attending in Congress.

Resolved, That the Comptroller and the Commissioner appointed and approved as hereinafter mentioned, in case any doubts should arise respecting the validity of any account exhibited on the part of this State, be and they are hereby impowered to appoint a third person, and they, or a majority of them, shall be and they are hereby impowered to adjust and finally liquidate the account, the validity of which is questioned.

Resolved, That the Comptroller in the execution of his duty herein directed, shall, in such matters of form as regard merely the stating of his accounts, proceed agreeable to his own discretion; but in all other matters and things concerning the settlement with the Commissioner, aforesaid, according to the following modes and principles. All accounts of Monies advanced, supplies furnished, or services performed by the Citizens of this State, shall be estimated according to the Table of Depreciation framed by the Continental Treasury Board of the 29th Day of July preceding, to the time the same is extended, and after by the scale of depreciation established by an act passed the last General Assembly.

Provided always, That specific supplies furnished pursuant to

requisitions of Congress shall be settled agreeable to the prices mentioned in such requisitions.

Resolved, That the Delegates of this State attending in Congress be and they are hereby impowered to approve of any Gentlemen of the States of Delaware, Virginia, Maryland, South Carolina or Georgia, who shall be nominated by the Superintendant of the Finances of the United States, to settle the accounts between this State and the United States, and the Citizens of this State, Creditors of the United States.

Mr. P. Hawkins, from the Committee to whom was referred the Petition of David Johnston, Reported as follows, vizt.:

That it is the opinion of your Committee that the said David Johnston being rendered incapable of procuring himself subsistence, by reason of the loss of his arm in the service of his country, be allowed Twenty-four pounds to be paid into the hands of Col. Erwin by the Treasurer of Salisbury District and by him to be applied to the use of the said David Johnston.

PHIL. HAWKINS, Chmn.

The House taking the said report into consideration concurred therewith.

Mr. Phil Hawkins, from the Committee to whom was referred the Petition of Robert Christmas, Reported as follows, vizt.:

That your Committee finding the facts as stated in his Petition are true, are of opinion that he be allowed the sum of Twenty pounds, to be paid by the Treasurer of Hillsborough District to the said Christmas.

PHIL HAWKINS, Chmn.

The House taking the said report into consideration concurred therewith.

General Butler, from the first Committee of Propositions and Grievances, to which was referred a report of the Committee of the last Assembly dated the 15th May, 1783, on a message from his Excellency the Governor, relative to the Commissary General and Quarter Master General Department for the State, having taken the said report with the Governor's Message and other papers relative thereto, into consideration reported as follows, vizt.:

That it appears to your Committee that the said departments had a legal establishment and existence, that the persons who have acted in the same, agreeable to the directions of the late Board of War, and were continued in office by the Supreme Executive ofthe State, are entitled to some allowance for the services by them performed; it is therefore the opinion of your Committee, that whereas, these services were similar to those of officers of the same rank in the Continental Army; and having reference to the Governor's Message relative to the said services, the said late Commissary General for this State be allowed the same pay per month, as fixed by Resolve of Congress by a Deputy Commissary General of purchases for the Continental Army. And that the late Quarter Master General for this State be allowed the same pay per month, as fixed by Resolve of Congress to a Deputy Quarter Master General Continental for a State, and that their respective assistants and Clerks (not exceeding the number allowed them by the said late Board of War and the Supreme Executive) be allowed for the time only they were in actual service, the same pay as fixed by Resolve of Congress to persons acting in the same capacity in the Continental Army; provided always, they be not allowed any commission on purchases, receipts, or deliveries, nor any charges of cloathing, or Horse hiring; and provided, that the said assistants and Clerks shall produce an account upon oath and a satisfactory certificate from their respective heads of Departments of the time they have been by them employed, of their having finally closed and settled their accounts as directed by act of Assembly passed in May, 1782, and of what they may have received in part of their pay.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

The several matters to this day referred being postponed, the House adjourned till To-morrow morning 6 o'clock.

SATURDAY, 29 May, 1784.

The House met according to adjournment.

The Bill for appointing Commissioners for extending the Southern Boundary line of this State, was read the second time and rejected.

Ordered that Mr. Long have leave to absent himself from the service of this House.

Received from the Senate the Report of the Committee on the accounts of Benjamin Hawkins, which being read was concurred with.

Received from the Senate the Resolve of this House directing the Sheriff of Nash County to take into his possession a waggon and four Horses, and the same expose to pulic sale, concurred with.

Received from the Senate the Memorial of James Emmet, and the Memorial of John Rice. Endorsed, read and referred as by the Commons.

Received from the Senate a resolve for extending the Resolution of the 23rd of April so as to include the Clerks of the several Boards of Auditors, which being read was concurred with.

Resolved, That James Coor, Spiers Singleton and John Council Bryan be, and they are hereby appointed Commissioners, for taking into their possession the State House and Buildings in New Bern,that they call on all persons indebted for rent of the rooms of the said buildings, and that they rent so many of the rooms that they may think necessary, and appropriate the rents due and which may become due, towards repairing the said Houses, so as to prevent their going further to decay, and that they account for their proceedings to the next General Assembly.

It being heretofore customary to allow the members of the Legislature for their travelling expenses one Day's pay for every County they traveled thro' to the place of holding the Legislature, a motion was made by Mr. Lenoir to change the mode and allow the Members by Mileage, and on the question will the House change the mode or not the yeas and nays were required, which were as follows, vizt:

Yeas—Messrs. Ferebee, Lucas, Cain, Oliver, Herritage, B. Jones, Clark, Dolvin, Sessums, Eborn, Ransom, McCulloch, Randal, Mayo, Hill, Person, McDonald, Kendal, Edmunds, Jordan, Skinner, Thomas, Conner, Reddick, Robins, Spruill, Cumming, Emmet, Hinton, Moy, Bonds,Brickel, Auld, Jackson, West, Starkey, Singleton, Shelton, Phifer, Wilson, A. Bryan, E. McLean and Smithwick.—43.

Nays—Messrs. Flowers, Gillispie, Gest, Sloan, Barringer, Carter, Lenoir, Franklin, Lytle, B. Hawkins, C. Robertson, McKissick, Speed, Lewis, Lock, Cage, Looney and Frohock.—18.

So it was resolved.

General Butler, from the Committee of Propositions and Grievances delivered in the following reports, which being read were concurred with, vizt.:

Read the Petition of Stephen Cole, praying an allowance for his attendance as a witness for the State at the Superior Court held for Hillsborough District, April Term, one thousand seven hundred and eighty-three, against Frederick Smith, and also for his attendance at October Term, following, held for the said District, as a Witness in behalf of the State against Isaac Smith alias Collier; both being found guilty of murder and executed. It is the opinion of your Committee that the Treasurer for the District of Hillsborough be directed to pay him the sum of six pounds twelve shillings and eight pence as per certificate obtained from the Clerk of the said Court.

Read the Petition of Durham Hall, praying an allowance for sundry specific articles he furnished the State Troops while under the command of Major Crafton, are of opinion that the auditors be directed to allow for the same agreeable to his vouchers.

Read the Petition of Baker and Blow, praying an allowance for six hundred and ninety-nine gallons of Rum at Ten Shillings and Eight pence per gallon, which was impressed by Colonel Hardy Murfree agreeable to the orders of His Excellency Governor Nash and Council, for the use of the United States, which said Rum was the property of Samuel Haynes, merchant of Santa Croix, and by him consigned to the said Baker and Blow, three hundred and seventy-two pounds sixteen shillings. And also two hundred and ten half gallons at ten shillings and eight pence per gallon, one hundred and six pounds Eighteen shillings and Eight pence; and one hundred and seven and one-half Gallons at thirteen shillings and four pence per Gallon, Seventy-one pounds thirteen Shillings and four pence; and One Hundred and five Gallons at Twelve Shillings per Gallon, Sixty three pounds; amounting in the whole to six hundred and fourteen pounds eight Shillings, it is the opinion of your Committee that the Treasurer of Edenton District be directed to pay to him the said sum. Your Committee further report that the Auditors of Edenton District be directed to grant the said Baker and Blow a Certificate of one hundred and one pounds three shillings four pence for six Bolts of canvass and two bolts of Oznaburgs, by them furnished for

the use of the United States, and that the Auditors take up the Certificate granted to the said Baker and Blow for the sum of Eight hundred and Seventy-nine pounds Eleven shillings and four pence.

Having considered the account of Green Hill, Esquire, Treasurer of Halifax District, are of opinion that he be allowed for travelling to the place appointed for the rendezvous of the twelve months men in order to pay their bounty, three pounds thirteen Shillings and four pence, for filling up and signing three hundred and twenty certificates, and delivering out two hundred and thirty-nine at sundry times and places, sixteen pounds sixteen shillings and eight pence for travelling to and from and ten days attendance at Hillsborough, May Session, one Thousand Seven Hundred Eighty three pounds fourteen shillings. For travelling to and from Halifax eight times on the business of the new Money twenty-four pounds. For his expenses, attendance, receiving risque and paying away the late emission, Seventy-five pounds; for Travelling to and from, and attendance at the present session, nineteen pounds: which sums, amounting to one hundred and fifty-two pounds, to be allowed him in the settlement of his accounts with the public.

JOHN BUTLER, Chmn.

Having considered the Petition of Robert Hogg's Executors it appears that in one thousand seven hundred and seventy-six the Continental Troops while at Wilmington under the command of General Moore, made use of Twelve Thousand feet of plank, the property of the said Hogg; and that the Militia at the same time under the command of General Ashe, made use of twelve thousand Feet, also the property of said Hogg. It is the opinion of your Committee that they be allowed the sum of five pounds per thousand for the said plank and that the Auditors be directed to grant a Certificate for the same.

JOHN BUTLER, Chmn.

A report on the recommendation of the Court of Granville County in favour of Susannah Allen, was read & ordered to lie on the Table.

Received from the Senate a Resolution of that House of the 24th Inst. for making up the estimate to include this day, which being

read was rejected; whereupon, the following Message was ordered to be sent to the Senate:

Mr. Speaker & Gentlemen:

We propose that the estimates of the present session be made up to Wednesday next, inclusive, and that the allowance to each member for every day's attendance be Twenty Shillings and that the members from Davidson County be allowed Twenty pounds extraordinary each on account of the great distance they have to Travel.

Ordered that the following message be sent to the Senate:

Mr. Speaker & Gentlemen:

We propose that the Petition of Richard Cogdell, Esqr., which was reported upon early in this session, be referred to the first Committee of Propositions and Grievances.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

It is the sense of the Honbl. the Legislature that the late intended Treaty with the Cherokees should be still conducted under direction of the Executive, I request that the Treasurers be directed to pay out of the collection of the taxes of the year 1783 the sum allotted by act of Assembly to defray the expenses that will accrue in holding said Treaty, that money not being retained out of the late Emission in the Halifax Treasury. As waggons are ready to proceed with the Indian Goods to the place destined for this purpose as soon as money can be advanced to the owners for their travelling expenses.

Ordered that this Message be referred to a joint Committee, and that Mr. Hawkins, Mr. Blount, Mr. Davie and Mr. Hooper be a Committee on the part of this House for that purpose.

Resolved, That the Certificate issued to the Executors of Thomas Burke, Deceased, for one hundred and twenty pounds be endorsed with the following words, vizt.: "The Treasurer or either of them are required to pay the within mentioned sum and the Treasurer paying the same shall be allowed therefor."

Received from the Senate a Resolve for exempting Abel Pocock

from the payment of Poll Taxes, which being read was concurred with.

Received from the Senate the Petition of Margett Wall. Endorsed, 29 May, read & referred to the second Committee of Propositions and Grievances, which being read was referred as by the Senate.

Resolved, That his Excellency the Governor, be requested to issue a warrant to William Dickson, Esquire, for two hundred and nine pounds one shilling and four pence; a Warrant to John King, Esquire, for ninety seven pounds nine shillings and four pence; to Thomas Rutledge, Esquire, for one hundred and sixty-six pounds five shillings and four pence, being balances due upon Certificates granted them in March last by the Comptroller of this State for services performed as Auditors of Wilmington District; and to Plunkett Ballard, Clerk of the Board, a Warrant for the Sum of Sixteen pounds nine Shillings and four pence, being a ballance due upon his Certificate, and that the Treasurer of Wilmington District advance them the above sums upon the warrants which, together with the Certificates aforesaid, shall be sufficient vouchers for him in the Settlement of his public accounts.

The Bill to amend and reduce to system the Confiscation Laws now in force in this State was read the first time and rejected.

On the question shall this Bill pass or not, Mr. Hooper required the Yeas and Nays which are as follows, vizt:

Yeas—Messrs. Flowers, Stone, Gillispie, Sessums, McCulloch, Person, Hooper, Butler, Harvey, Conner, Robins, A. Maclaine, Emmett, Lytle, B. Hawkins, Hinton, I. Moore & Winslow.—18.

Nays—Messrs. Ferebee, Lucas, Cain, Oliver, Lennard, Herritage, Payne, B. Jones, Clark, Dolvin, E. Robertson, White, Eborn, Ransom, Randal, Mayo, Hill, McDonald, Gist, Stone, Kendal, Edmunds, Pickett, Moy, Jordan, Skinner, Thomas, Reddick, Barringer, Spruill, Lewis, Lenoir, Franklin, Bloodworth, Montfort, C. Robertson, W. Blount, Shepperd, Brickell, Bonds, McKissick, Speed, Aulds, Jackson, West, Starkey, Singleton, Shelton, Lock, Phifer, Cage, Looney, A. Bryan, Frohock, Wilson, Nash, Atkinson, W. Bryan, Davie, E. McLean, Galloway and Smithwick.—62.

Ordered that the Bill be entered on the Journal at large.

A Bill to amend and reduce to system the Confiscation Laws now in force in this State.

Whereas, by Laws of this State now in force all the Lands, Tenements, and Hereditaments, Negroes and other Estates, real and personal which were on the fourth day of July in the year of our Lord one Thousand seven hundred & seventy-six, and at any time since, the property of the following persons, to-wit: William Tryon and Josiah Martin, Esquires; Sir Nathaniel Duckenfield, Henry Eustace McCulloch, Henry McCulloch, Samuel Cornell and Edmund Fanning, Thomas McKnight, late of Currituck County, James Parker, William McCormick, James Dunlap, Neale Snodgrass and John Lancaster, late of Pasquotank Co., James Green, mariner, and John Alexander, late of Craven, Thos. Oldham, late of Chowan, Thomas Christie, of the Kingdom of Ireland, Frederick Gregg, late of New Hanover, Andrew Miller, Alexander Telfair, Hugh Telfair, John Thompson, Jno. Hamilton, Archibald Hamilton late of Halifax, Geo. Alston, late of Granville, Michail Wallace, John Wallace, late of Va., Merchants William Field, John Field junior, and Robert Turner late of Guilford, John Moore late of Tryon, James Roberts late of Surry, George Miller late of Dobbs County, James Cotten, Walter Cunningham, Samuel Williams late of Anson, Samuel Bryan, William Spirgen, Matthias Sappenfield late of Rowan, William McLean late of Edgecomb, Messrs. Dinwiddie Crawford and Company late of Bute County, Robert Palmer late of Beaufort, Edward Brice Dobbs, Ralph McNair, John McNair, Joseph Field, James McNeil, Archibald Molloy, Alexander McCoy, Neil McArthur, John Legget, John McLoud, Collin Shaw, William Campbell, James Gaunt and Company, Thomas Rutherford, William Rose, Alexander McCoy, Messrs. Waller and Bridgen merchants in London, Alexander McAuslin, late of New Bern, Alexander Campbell, Robert Bell, & Duncan Campbell late of Granville County, Francis Williamson late of Currituck County, Chansey Townsend, Doctor Tucker late of Wilmington, and Buchanan Haster and Company, James McNeil late of Halifax County, and Alexander Munn late of Wake County, are forfeited and confiscated and ordered to be sold to and for the use of the State; And also, whereas, the Estates of others of certain descriptions set forth in the said laws, are declared to be confiscated and ordered to be sold for the use of the State, in consequence where-

of a considerable part of the property of the above named persons and others hath already been sold in conformity to the said laws.

Be it therefore, enacted by the General Assembly of the State of North Carolina, and it is hereby enacted by the authority of the same, That all Sales *bona fide* made in conformity to and by virtue of the said laws or any of them, shall inure and be held good and valid in law to vest the property so sold in their purchasers, their Heirs and assigns, respectively, to every intent and purpose whatsoever.

And whereas, some part of the property of the persons above named and described, or some of them, still remains vested in the State unsold; And whereas, Peace and harmony hath been established between the United States and Great Britain, in order that the said Laws may be perfectly consistent not only with Justice and Equity, but with that spirit of conciliation which on the return of peace should universally prevail,

Be it enacted by the authority aforesaid, that so much of the estates of the above named and described persons, respectively, as now remains vested in the State, except such part as was the property of ———— be restored to and vested in them, their heirs and assigns, and the same is hereby restored to, and vested in them, their Heirs and assigns; on this express condition, that they, their Heirs or assigns do, within ———— years after the passing of this Act become Citizens of this or some one of the United States, or shall within that period *bona fide* sell and convey the said estates and property to some person or persons Citizens of and residents in this State, and if any of them shall fail or neglect to comply with the above conditions, or one of them, then the Estates of such persons so failing or neglecting shall escheat to this State, and on an Inquisition of office found shall be disposed of in such manner as shall be directed by the General Assembly.

Provided nevertheless, that nothing in this act shall be deemed or construed to restore to or vest in the late Lords Proprietors or either of them, their heirs or either of their heirs or assigns, any proprietary or Territorial Claim or rights to this State or any part thereof, in any manner whatsoever.

Received from His Excellency the following message, dated the 25th Inst.:

To the Honourable the General Assembly:

Gentlemen:

When the administration devolved upon me as Speaker of the Senate, I was importuned by some of the officers of the North Carolina Line, then in great distress in the Southern Army, to procure for them cloathing and camp necessaries, with this information, that unless they were soon relieved they would not be able to keep the field; I made their case known in person to the Merchants of Edenton District where supplies were only to be had at that time in the State; who with a generosity equal to their patriotism contributed immediately to their relief, receiving no other satisfaction for their goods but the faith of the State, then in low credit, which was pledged to them for payment when its exigencies would permit. On my appointment to the Government these Gentlemen early called my attention, I drew warrants in their favour on the Treasurer and County Commissioner of that District to the amount of their account, some of which I am informed are paid, and others remain unpaid. As the present Money was particularly appropriated last year, the Treasurers are not bound to answer the warrants of the preceding without your consent. I have to request that your Honourable body will consider the cases of the Gentlemen not satisfied, and order such payment as you think proper for which the officers aforesaid were to be accountable to the State.

ALEX MARTIN.

Ordered that this Message be referred to the first Committee of Propositions and Grievances.

Ordered that Mr. Butler and Mr. Jackson have leave of absence until Monday next.

The Bill to repeal such of the Laws of the State as are inconsistent with the Treaty of Peace between the United States and his Brittanic Majesty, was read the first time and rejected.

On the question shall this Bill pass or not, the Yeas and Nays were required by Mr. Hooper which are as follows. vizt.:

Yeas—Messrs. Flowers, Oliver, Stone, Gillispie, Sessums, P. Hawkins, McCulloch, Person, Sloan, Hooper, Edmunds, Butler,

Harvey, Thomas, Conner, Robins, A. Maclaine, Cumming, Emmett, Bloodworth, B. Hawkins, C. Robertson, Hinton, Brickell, West, Starkey, Shelton, Looney, Frohock, Winslow, Davie and E. McLane.—32.

Nays—Messrs. Ferebee, Lucas, Lennard, Herritage, B. Jones, Clark, Eborn, Ransom, Randal, Mayo, Hill, Gist, Kendal, Moy, Jordan, Skinner, Riddick, Barringer, Spruill, Alford, Montfort, W. Blount, Shepperd, Bonds, McKissick, Speed, Jackson, Singleton, Lock, Phifer, Cage, A. Bryan, Wilson, Nash, Atkinson, W. Bryan and Smithwick.—37.

Ordered that this Bill be entered on the Journal which is as follows, vizt.: A Bill to repeal such of the Laws of this State as are inconsistent with the Treaty of Peace between the United States and his Britannic Majesty.

Whereas, the definitive Treaty executed at Paris the third day of September, in the year of our Lord one thousand seven hundred and eighty-three, peace and amity are restored to and established between fore that all doubt may be removed, and nothing may intervene to ob- the United States of America and his Britannic Majesty; and whereas, many of the Laws of this State now in force are incompatible and inconsistent with the interest, spirit and meaning of the fourth and sixth articles of the said Treaty whereby doubts may arise in the administration and Government of this State. In order therefore all doubts may be removed, and nothing may intervent to obstruct or delay the operation of the said fourth and sixth articles of the Treaty according to the true intent, spirit and meaning of the same,

Be it enacted by the General Assembly of the State of North Carolina, and it is hereby Enacted by the Authority of the same, that all and every act of the General Assembly, and every part and clause of any act of the General Assembly or so much thereof as contradicts or contravenes the said fourth and sixth Articles of the Treaty, and not otherwise, be and the same are hereby repealed, made void and of no effect in any manner whatsoever.

The Bill to oblige the Creditors of this State, being Citizens thereof, to render a State of their demands within a limited time, was read the Second time, passed and ordered to be engrossed,

The Bill for levying a Tax in the County of Beaufort, &c., was laid over until the next session of the Assembly.

The Bill for repairing the public buildings in the County of Northampton, and appointing Commissioners for that purpose was read the second time, passed and sent to the Senate.

Mr. Auld, who had leave to withdraw for amendment the Bill for altering the time of holding the County Court of Pleas and Quarter Sessions in the Counties of Montgomery, Richmond, &c., delivered in the same.

The Bill for the restraint of idle and disorderly persons was read the second time, passed and sent to the Senate.

The Bill to impower the County Surveyors to make Surveys and returns in the manner therein mentioned, was read the second time, passed and sent to the Senate.

The Bill for erecting Public Buildings for the use of the State was read the second time and rejected.

The Bill for the relief of such persons who have, through misapprehension, entered their lands in a different County from that wherein they live, by which means they are deprived of a legal title, was read the second time, amended, passed and sent to the Senate.

The Bill for altering the line between the Counties of Lincoln and Burke and appointing Commissioners to fix on a convenient place in the said County of Lincoln to erect the public buildings of said County, was read the second time, passed and ordered to be Engrossed.

The Bill to amend an act entitled "an act for ascertaining what property in this State shall be deemed Taxable property, the method of assessing the same and collecting public Taxes," was read the second time, passed and ordered to be engrossed.

On the question shall this Bill pass or not, the yeas and nays were required by Mr. Phil. Hawkins, which are as follows, vizt.:

Yeas—Messrs. Ferebee, Lucas, Oliver, Stone, Herritage, B. Jones, Gillispie, Dolvin, Sessums, McCulloch, Randall, Mayo, Eborn, Gist, Sloan, Hooper, Edmunds, Harvey, Conner, Barringer, Spruill, A. Maclaine, Cumming, Carter, Emmett, Sitgreaves, Lytle, B. Hawkins, W. Blount, Shepperd, Moore, Brickell, McKissick, Auld, Starkey, Shelton, Lock, Phifer, A. Bryan, Wilson, Nash, Winslow, W. Bryan, and E. McLean.—44.

Nays—Messrs. Lenard, Clark, E. Robertson, P. Hawkins, Ransom, Hill, Person, McDonald, Kendall, Pickett, Moy, Jordan, Thomas, Reddick, Robins, Alford, Lenoir, Franklin, Bloodworth, C. Robertson, Hinton, Bond, Speed, Lewis, West, Singleton, Cage, Looney, Frohock, Atkinson, Galloway and Smithwick.—32.

Received from the Senate the Resolve for endorsing the Certificate issued to the Executors of Thomas Burke, Decd., the Report of the Committee on the Petition of David Johnston and the report on the Petition of Robert Christmas, respectively concurred with.

Received from the Senate the following message:

Mr. Speaker & Gentlemen:

We consent that the Petition of Richard Cogdell, Esquire, be referred to the first Committee of Propositions and Grievances, as you proposed.

Received from the Senate the Message from His Excellency the Governor. Endorsed, read and referred to Mr. Jones, Mr. Macon and General Rutherford.

The Bill for repealing an act of the last General Assembly intitled "an act to impower the Justices of the County Courts to appoint a County Attorney and Solicitor to prosecute for the State in the County Courts, and for the purpose of appointing a Salary and fees for the Attorney and Solicitor and other purposes, and for allowing fees to Attorneys who may hereafter prosecute in the respective Counties in this State and for regulating the proceedings on presentments and indictments," was read the third time, passed and sent to the Senate.

The Bill for appointing a public printer and directing his duty in office, was read the third time, passed and sent to the Senate.

The Bill for extending the dividing line between the Counties of Edgecombe and Martin, and between the Counties of Martin and Pitt, was read the third time, passed and sent to the Senate.

The Bill for the promotion of learning in the District of Hillsborough and to amend an act for establishing an academy in the neighborhood of Hillsborough, was read the third time, passed and sent to the Senate.

The Bill to amend an act passed at Hillsborough in the year 1783, intitled, "an act for emitting one hundred thousand pounds for the year 1783, for the redemption of the Currency now in circulation

and advancing to the Continental Officers and Soldiers part of their pay and subsistance, and for laying a Tax and appropriating the Confiscated property for the redemption of the money now emitted," and also an act passed at Hillsborough in the year 1779, intitled "an act for punishing persons concerned in any of the several Species of the Counterfeiting in this State, to prevent the counterfeiting of certificates issued by public authority and to subject persons guilty of counterfeiting the Bills of Credit of this State, in any of the neighboring States to the same punishment as if the offence had been committed in this State," was read the third time, passed & sent to the Senate.

The Bill vesting certain powers therein mentioned in the United States in Congress assembled, was read the third time, passed & sent to the Senate.

The Bill for altering the times of holding the annual Elections and annual Assemblies and directing the manner of Electing annual officers for the succeeding year, was read the third time, passed and sent to the Senate.

The Bill to encourage Benjamin Smith to repair and compleat the Bridges and Causeway through the great Island opposite Wilmington, was read the third time, passed and sent to the Senate.

The several Matters to this Day referred being postponed the House adjourned till Monday Morning 6 o'clock.

MONDAY, 31 May, 1784.

The House met according to adjournment.

Mr. William Bryan, from the Committee to whom was referred the Petition of Colo. Joseph Leech, Reported as follows:

That it appears to your Committee that Colo. Leech was appointed State Commissary of Prisoners by the General Assembly the 29th Day of April, 1780, and that he was by said appointment to receive the same pay and allowances as an officer of the like rank in the Continental Department, which was forty Dollars per month and three rations per day; the said Leech continued in the said appointment till the 12th Day of April, 1783, when Hostilities ceased between the United States and Great Britain, amounting to Thirty-five Months and Thirteen Days, which amounts to Fourteen hundred and Eighteen Dollars, and two Thousand nine hundred and twenty-eight rations, at eight pence each, amounting to two hundred and forty-four

Dollars, which two sums amounting to six hundred and sixty-four pounds sixteen shillings Specie, your Committee are of opinion ought to be allowed to said Leech for his services, and that the Auditors of the District of New Bern be directed to issue a certificate to him for that sum. All which is submitted.

WM. BRYAN, Chmn.

The House taking the said report into consideration concurred therewith.

Received from the Senate the Message from His Excellency the Governor, of the 25th Inst. Endorsed, referred as by the Commons.

Received from the Senate a Resolution requesting his Excellency the Governor, to issue warrants on the Treasurer in favour of the Auditors & Clerks as therein mentioned, concurred with.

Received from the Senate the following Reports of the Committee of Propositions and Grievances, Concurred with, viz.:

On the Petition of Stephen Cole; on the Petition of Durham Hall; on the Petition of Baker and Blow, and on the recommendation of the County Court of Granville in favour of Susannah Allen.

Read the Petition of Thomas Person, which was referred to Mr. Sitgreaves, Mr. Winslow, Mr. Galloway & Mr. Gillispie.

Read the Petition of John Taylor. Ordered that it be referred to the Committee to whom was referred the Petition of Thomas Person.

Received from the Senate the following Message:

Mr. Speaker & Gentlemen:

We consent to your Proposition, in every respect in regard to the making out the Estimate of allowances to the members for attending on the present Session of Assembly, and propose that the members who attended last Fall, shall have and receive the like daily allowance with those who attend the present Session.

Ordered that the following be sent to the Senate:

Mr. Speaker & Gentlemen:

We agree that the members who attended in October last, shall be allowed the same pay for their daily attendance as those attending on the present Session.

Resolved, That James Gillispie, Esquire, be allowed the sum of Twenty-five pounds for his extraordinary expence and trouble, in superintending the engraving the devices and margins of the late emission of Money, from the first of July to the third of August, that the Treasurers or either of them pay him the same and be allowed.

The Bill to encourage Subjects of Foreign States to lend money at Interest on real Estate within this State was read the second time, passed and ordered to be engrossed.

Received from the Senate the following Message:

Mr. Speaker & Gentlemen:

It is the sense of this House that the Report of the Committee on the accounts of Mr. Hill, Treasurer of Halifax District, should be concurred with as it originally stood; they therefore recommend that the House of Commons reconsider the amendments by them made therein.

Ordered that the following Message be sent to the Senate:

Mr. Speaker & Gentlemen:

This House cannot concur with the report of the Committee on the accounts of Mr. Hill, Treasurer, &c., as it originally stood, but will agree to an allowance of seventy pounds for the services therein alluded to.

Resolved, That the Governor be and he is hereby authorized, impowered and required to grant warrants from time to time on either of the Treasurers for the salaries of the delegates of this State attending in Congress, payable in Philadelphia or in this State, at the option of the Delegates, out of the monies raised for 1783 or 1784.

Resolved, That the Delegates of this State be, and they are hereby instructed so to regulate their attendance in Congress as that this State may, during the sitting thereof, be represented by three Delegates and no more; and in case they do not otherwise agree the three first named in Commission shall attend at the annual meeting, and shall be relieved by the others at the expiration of six months, or sooner or later, as the Delegates may judge proper; always having regard to the intentions of the Legislature as to the number constantly attending.

Received from the Senate the Petition of John Taylor. Endorsed, read and referred by the Commons. Also the Petition of

Thomas Person. Endorsed, read and referred to Mr. Irwin and Mr. Everagin.

Received from the Senate the Resolve authorizing the Comptroller to adjust and finally settle the accounts between this State and the United States, &c., and the Report of the Committee on the Petition of Joseph Leech, Esqr., respectfully concurred with.

Ordered that the following Message be sent to the Senate:

Mr. Speaker & Gentlemen:

It is the sense of this House that the Act for altering the times of holding the annual Elections and Assemblies should be copied, one copy for each County in the State, and to effect this purpose we have directed our Clerk to employ persons to make out Copies thereof and wish the Senate to give their Clerk similar directions.

Received from the Senate the Resolve directing his Excellency the Governor, to grant warrants in favor of the Delegates from this State, Concurred with.

Received from the Senate a Resolve directing the Clerks of the General Assembly to enter in a Book the names of the Acting Justices in the several Counties in this State, and a Resolve founded on the representation of the Comptroller relative to the settlement of the public accounts, which being read, were concurred with.

On reading for the second time the Bill to amend an act intitled "an act for opening the Land Office, &c.," the following was proposed as an amendment & objected to, vizt.:

And whereas, many Grantees neglect to take up their Grants out of the Secretary's office after such Grants are compleated, much to the injury of the Secretary of the State, which may in part be owing to the great distance the office is unavoidably situated from the Grantees; for a remedy whereof, Be it enacted, that if the Secretary shall send patents in future to any person in the County where such grantee or grantees shall reside, and shall cause notice to be given of the arrival of such Grants in the County aforesaid, at the Court House, for three months immediately succeeding such arrival, then it shall be Lawfull for the Secretary, or his agent, to demand and receive one Shilling for each patent for each month that it shall remain in the office, above three, over and above the present fees of

the office, and neither the Secretary nor his agent shall be charged with misconduct in office for refusing to issue any grant until the above fees are paid; provided, that nothing herein shall extend to Lands west of the Apalachian Mountains; And provided further, that nothing in this act contained shall affect a survey of Two Thousand Acres of Land made for David Wilson, Esquire, by the Surveyor of Greene County.

On the question will the House receive this as an amendment or not, the yeas and nays were required by Mr. Lenoir, which are as follows, vizt.:

Yeas—Messrs. Ferebee, Oliver, Stone, Herritage, W. Bryan, Dolvin, E. Robertson, White, Sessums, Eborn, McCulloch, Pickett, Butler, Thomas, Riddick, Barringer, Spruill, Alford, Jones, Sitgreaves, Bloodworth, B. Hawkins, W. Blount, Hinton, Brickell, Bond, McKissick, Auld, Jackson, Shelton, Lock, A. Bryan, Frohock, E. McLean, Galloway, and M. Payne.—36.

Nays—Messrs. Lucas, Lennard, Clark, Gillispie, Hill, Person, Gist, Sloan, Kendal, Carter, Lenoir, Franklin, Emmett, C. Robertson, Speed, Lewis, Singleton, Cage, Loony, and Wilson.—20.

The Bill for repealing part of an act, passed at Hillsborough in May, 1783, intitled "an act for opening the Land Office for the redemption of Specie & other Certificates, and discharging the Arrears due to the Army," was read the second time, passed and ordered to be engrossed.

The Bill to impower the Entry Takers of the Several Counties in this State to issue Warrants for Lands heretofore entered, & for which warrants have not been Granted, was read the second time, passed and sent to the Senate.

The Bill for the more speedy and effective recovery of slaves, and other species of property therein mentioned, Clandestinely detained from their owners, was read the second time and rejected.

The Bill to prevent doubts as to the right of Sovereignty and Jurisdiction in and over the Territory lying West of the Apalachian Mountain, for shutting the land office, and for indemnifying John Armstrong, Esqr., Entry Taker, against vexatious suits for his conduct in office, was read the second time, passed and ordered to be Engrossed.

Ordered that the following Bills lie over until the next Session of Assembly, vizt.:

A Bill for erecting part of the Counties of Sullivan and Greene into a distinct County.

A Bill for prescribing the mode of assessing all that Tract of Country included within the boundary line between this State and the Cherokee Indians.

A Bill for altering the times of holding the County Courts of Pleas and Quarter Sessions in the Counties of Lincoln, Rutherford, &c.

A Bill for appointing certain persons therein named to revise all the Laws now in force in this State.

A Bill for docking the entail of certain Lands therein mentioned & vesting the same in fee simple in Charles Guilmore and William Hendrie and William Jones.

The Bill to amend an act intitled "an act for purchasing a Lot or Lots in the Town of Wilmington for the purpose of building a gaol for the District of Wilmington & for other purposes & for repairing the Court House of the said District," was read the second time, passed and sent to the Senate.

The Bill to amend an act intitled "an act for opening the Land office for the redemption of Specie and other Certificates & for discharging the arrears due to the Army," was read the second time, amended, passed and sent to the Senate.

Ordered that the Bill to vest the title of certain lands therein mentioned in William Gilbert Gray, be laid over until the next Assembly.

The Bill to impower the Executors of John Bowman, deceased, to pay into the Treasury such sums of money as he received for the public as Sheriff of Burke County, without Depreciation, was read the second time, passed and ordered to be Engrossed.

The Bill to describe the Lands granted to Major General Nathaniel Greene, and to confirm the title thereof in the said Nathaniel Greene, his heirs and assigns, forever, was read the second time, passed and ordered to be Engrossed.

Ordered that the Bill to amend an act for ascertaining what property in this State shall be deemed Taxable property, the methods of assessing the same, and collecting public Taxes.

The Bill investing the United States in Congress assembled with a power to levy a Tax for the purpose therein mentioned, and

The Bill for levying a Tax for the support of Government, and for the redemption of old paper currency, specie and other certificates, be read to-morrow.

Mr. Phil. Hawkins, from the Committee to which was referred the Petition of Memucan Hunt, Treasurer of Hillsborough District, Reported as follows, vizt.:

That it is the opinion of your Committee that Memucan Hunt be allowed this account as follows:

To settling with the Sheriffs, Entry Takers and Taxes for 1780 & 1781, Seventy-five pounds; To Waggon, &c., for bringing public papers from Virginia, three pounds; To storing and taking care of the public papers two and a half years, Twelve pounds Ten Shillings; To waggoning the public papers and old money to Hillsborough, five pounds; To attendance at Hillsborough with the Continental and State Money and Traveling, Twenty-three pounds; To going to and returning from Halifax to receive the new money, four pounds thirteen Shillings & four pence; To going to and returning from Green Hill's to receive the said money, two pounds thirteen shillings and four pence; attending at Hillsborough with the Old Continental and State Currency, and including three days for his going to and from Hillsborough at Twenty Shillings per Day, Sixty-two pounds, amounting in the whole to one hundred and Eighty-Seven pounds Sixteen shillings and eight pence; all which is submitted.

The House taking the said report into consideration Concurred therewith.

PHIL. HAWKINS, Chmn.

The Bill to impower Commissioners therein mentioned to repair the public buildings in the Town of Hillsborough, was read the second time and rejected.

Received from the Senate the Report of the Committee relative to the Commissary General and quarter masters department, and the report of the Committee on the accots. of Green Hill, and the Resolve of this House allowing James Gillispie Twenty-five pounds, respectively concurred with.

Mr. Phil. Hawkins, from the Committee to whom was recommitted the Report of the Committee on the Petition of William Moore, delivered in a report, which being read was rejected, whereupon,

Resolved, That the Commissioners of Confiscation for Hillsborough District proceed immediately to state his Accounts with the Comptroller and therein shall specify what certificates he has received, of what kind, of whom, and to what Credit they are by the said Commissioner intended to be applied; also what Monies he has received, how and for what, and from whom; what bonds, and with respect to the latter shall specially set forth names signed, quality of money when and how payable, and such account so adjusted by the Comptroller shall be deemed a statement and not a settlement, and shall be reported to this House for them to make proper order thereon.

The several matters to this day referred being postponed, the House adjourned till To-morrow Morning 6 o'clock.

TUESDAY, 1 June, 1784.

The House met according to adjournment.

The Committe appointed to examine the accounts and vouchers exhibited by Messrs. Jones and Montfort, and Montfort and McCulloch, Commissioners for liquidating the accounts of the Officers and Soldiers of the Continental line for services prior to 1st January, 1782, Report:

That the said Jones and Montfort acknowledge to have received from Mr. Hill, Treasurer of Halifax District, the sum of Seventy-two Thousand pounds which is credited in their account, and that they produced vouchers for the debits in the same account for cash paid to sundry officers and soldiers, as by Law directed, to the amount of fifty Thousand nine hundred & Eighty-five pounds, Eighteen Shillings and five pence, and also vouchers for the certificates issued, corresponding with the several sums paid to each individual officer and soldier. That the said Jones and Montfort have debited the State, in their account aforesaid, a Commission of one half per cent. for the trouble and risque of paying out the sum of fifty Thousand nine hundred & eighty-five pounds, Eighteen Shillings and five pence in manner above mentioned which amounts to

two hundred & fifty-four pounds Eighteen shillings and seven pence. That they have also debited for Seventy-seven days attendance as Commissioners on actual duty at twenty-four shillings per day, each, Ninety-two pounds Eight Shillings, which added together makes one hundred & Eighty-four pounds Sixteen Shillings, and that they likewise produced a receipt from Messrs. Montfort & McCulloch for the sum of Twenty Thousand five hundred & seventy-four pounds seven Shillings, all which debits added together amounts to Seventy-two thousand pounds and ballances the account of the said Jones and Montfort. Your Committee therefore report as their opinion that the debits for Cash paid by the said Jones and Montfort, and for their attendance, are properly supported and that the debit of one half per cent. commission is reasonable and ought to be allowed.

On the accounts and vouchers exhibited by Messrs. Montfort and McCulloch, subsequent to the resignation of Mr. Jones as Commissioner, which took place on the ninth of October, 1783, your Committee report: That said Montfort and McCulloch have credited the State in their account for the sum of Twenty Thousand five hundred and seventy-four pounds, seven shillings, being the ballance on hand at the close of Messrs. Jones and Montfort's accounts. That they have produced vouchers for the debits in their account for cash and paid to sundry officers and soldiers, as by Law directed, to the amount of Nineteen thousand Seven hundred and seven pounds, nineteen shillings and five pence. To Thomas Davis (printer) for blank Certificates, nine pounds six shillings and eight pence. To Thomas Davis (Clerk) for copying Journal, fifteen pounds. To James Watson for cartage of papers to Hillsborough, three pounds Ten Shillings. To William White, for copying Journal, three pounds. To John Craven, for his services as Clerk, two hundred and ten days at Twenty-four Shillings, two hundred and fifty-two pounds; and to Abishai Thomas for his services as Clerk one hundred and ten days at twenty-four Shillings, one hundred and thirty-two pounds; which several sums added together make Twenty thousand and twenty-two pounds, sixteen Shillings and one penny; and Also, vouchers for the Certificates issued, corresponding with the several sums paid to such individual officer and soldier. That the said Montfort and McCulloch have likewise deb-

ited the State, in their account aforesaid, a commission of one half per cent. for the trouble and risque in paying out Twenty Thousand and Twenty-two pounds, Sixteen shillings and one penny in manner above mentioned, which amounts to one hundred pounds two Shillings and three pence. For office rent, firewood, paper, Ink, &c., Sixty pounds. For one hundred and sixty-three days attendance of Mr. Montfort as Commissioner, on actual duty, at Twenty four Shillings, one hundred and ninety-five pounds, Twelve Shillings, and for thirteen days attendance of Mr. McCulloch as Commissioner, on actual duty, at Twenty-four Shillings, Fifteen Pounds twelve Shillings, which being added to the above sum of Twenty Thousand and Twenty-two pounds, Sixteen Shillings and one penny, makes in the whole Twenty Thousand three hundred and ninety-four pounds two Shillings and four pence and leaves a balance of one hundred & Eighty pounds four Shillings & eight pence in the hands of the said Montfort and McCulloch. Your Committee are therefore of opinion that the whole of the charges are properly supported and ought to be allowed, and that the balance of one hundred & Eighty pounds four Shillings & Eight pence aforesaid, now in their hands, ought to be applied in payment of accounts which remain unliquidated, and accounted for by them at a future settlement. And further, Your Committee are of opinion that the said Commissioners ought to be directed to deliver to the Comptroller all the accounts as settled, aforesaid, together with duplicates of the Journal of their proceedings and receipt book.

WM. BLOUNT, Chmn.

The House taking the said report into consideration concurred therewith.

The Bill to amend an act intitled "an act for ascertaining what property in this State shall be deemed Taxable property, the method of assessing the same and collecting Public Taxes," was read the third time, passed and sent to the Senate.

Read the resignation of James Brown, justice of the peace for Guilford County, which was accepted.

Whereas, Frederick Jones, William Purviance, James Giekie, Sampson Moseley, Samuel Swann, Thomas Davis, John Ashe and Frederick Simpson, Justices of New Hanover County, have been

suspended respectively from the exercise of their offices upon a supposition that they voluntarily were captured and receivel Parols from the British forces while in the vicinity of Wilmington; and whereas, the contrary presumption, from a variety of concurring circumstances is strong. Resolved therefore, That the said Francis Jones, and the others above mentioned, shall be respectively restored to the exercise of their offices, and that all obstacles thereto shall be and are hereby removed.

The Bill to amend an act intitled "an act for ascertaining what property in this State shall be deemed Taxable property, the method of assessing the same and collecting public Taxes," was read the third time, and on the question shall this Bill pass, the third time or not, it was objected to & carried in the affirmative, whereupon, the yeas and nays were required, which are as follows:

Yeas—Messrs. Ferebee, Lucas, Flowers, Oliver, Stout, Herritage, M. Payne, B. Jones, Gillispie, Dolvin, Sessums, Eborn, McCulloch, Randal, Mayo, Sloan, Hooper, Butler, Harvey, Skinner, Conner, Barringer, Spruill, A. Maclaine, Cumming, Emmett, Sitgreaves, B. Hawkins, W. Blount, Shepperd, Moore McKissick, Auld, Jackson, Starkey, Shelton, Lock, Phifer, A. Bryan, Frohock, Wilson, Humphries, Nash, Winslow, W. Bryan, Davie and E. McLean.—47.

Nays—Messrs. Lennard, Clark, P. Hawkins, T. Sherrod, Ransom, Hill, Person, McDonald, Gist, Kendall, Pickett, Moy, Jordan, Thomas, Riddick, Robins, Alford, Carter, Lenoir, N. Jones, Franklin, Bloodworth, Montfort, C. Roberson, Hinton, Bond, Speed, Singleton, Cage, Looney, Atkinson, Galloway and Smithwick.—33.

The Bill to oblige the Creditors of this State, being Citizens thereof, to render a state of their demands within a limited time, was read the third time and rejected.

The Bill for levying a Tax for the purposes therein mentioned, and investing the United States in Congress assembled with a power to collect the same, was read the second time, passed and sent to the Senate.

The Bill to amend an act to vest certain Lands in Richard Henderson and others, was read the second time, passed and ordered to be Engrossed.

Ordered that the following Message be sent to the Senate:

Mr. Speaker & Gentlemen:

We propose that a Committee composed of members from both Houses be appointed to extract the most material parts of the Act amending the assessment act, and that the Clerk of each House be directed to prepare a copy for each County. We have appointed on our part Mr. Bryan, Mr. P. Hawkins and Mr. Thomas a Committee.

The Committee to whom was referred the Petition of Lunsfield Kilgo reported as follows: That it is the opinion of your Committee that the said Lunsfield Kilgo, as it appears he is rendered incapable of procuring himself subsistence by reason of the loss of the use of his arm in the service of his country, be allowed the sum of Twenty-four pounds to be paid into the hands of James Hinton, Esqr., by the Treasurer of Hillsborough District, and by him applied to the use of the said Lunsfield Kilgo; all which is submitted.

PHIL. HAWKINS, Chmn.

The foregoing report being read and considered the House concurred therewith.

The Committee to whom was referred the Petition of Jordan Lockhart reported as follows:

That it is the opinion of your Committee that the said Jordan Lockhart be allowed forty-five pounds to enable him to pay the Doctors Bill for curing the wounds he received in an action at the Town of Beaufort, the said Lockhart being an object of Charity, and that the Treasurer of New Bern District pay him the same and be allowed in the settlement of his account; all which is submitted.

PHIL. HAWKINS, Chmn.

The foregoing report being read was concurred with.

Whereas, Colonel Clark, of the State of Georgia, was granted a gratuity of thirty thousand Dollars by the General Assembly of the State of North Carolina at a session held at Wake Court House, July the 14th, One thousand seven hundred and eighty one, ten thousand only of which has been received.

Resolved therefore, That the Treasurers or either of them, pay

unto the said Colo. Clark Twenty pounds, it being agreeable to the scale of depreciation, for which they shall be allowed in the settlement of their public accounts.

Received from the Senate a Resolve directing the Comptroller to settle the accounts of John Armstrong and to receive from him such certificates as appear to be genuine, which was read and concurred with.

Also received a resolve directing the Auditors of Salisbury District to debit General Rutherford in the settlement of his accounts with fifteen hundred dollars, being money received by him in consequence of a resolution of Congress of the first of August, 1782, which being read, was concurred with.

Also received from the Senate a resolve directing the Commissioner of Hillsborough District for selling confiscated property to settle his accounts with the Comptroller, &c., which was likewise read and concurred with.

Ordered that the following Message be sent to the Senate:

Mr. Speaker & Gentlemen:

We propose that the Collectors mentioned in the Bill for levying a Tax for the purposes therein mentioned, and investing the United States in Congress assembled with power to collect the same, be appointed by a resolve of this assembly, and that the Senate and members of the House of Commons of each County report To-morrow a proper person to be appointed for the Counties respectively.

Ordered that the following Message be sent to the Senate:

Mr. Speaker & Gentlemen:

We propose that the Bill for levying a Tax, &c., be committed to a joint Committee to report what Tax is proper to be laid for this year. We have for this purpose on our part appointed Mr. Hooper, Mr. Lock, Mr. Person, Mr. B. Hawkins & Mr. Maclaine.

Ordered that the following Message be sent to the Senate:

Mr. Speaker & Gentlemen:

We propose balloting for the Surveyors for the Western Lands at six o'clock this evening. We put in nomination for surveyors for the Eastern District, Langdon Carter, Stockly Donaldson; for the Middle District, William Polk, General Rutherford, Robert Irwin;

for the Western District, William Terrell Lewis, Absalom Tatom and William Bailey Smith.

Mr. Person, from the Committee to whom was referred the Petition of Jacob Brown, Reported as follows:

That it is the opinion of your Committee that the relief prayed for in the Memorial of Jacob Brown, is irremediable by the General Assembly and therefore ought not to be granted; all which is submitted.

THOMAS PERSON, Chr.

The House taking the said Report into consideration Concurred therewith.

Mr. Person, from the Commitee to whom was referred the Memorial of Robert Rowan, Reported as follows, vizt:

That it is the opinion of your Committee that the Comptroller be directed to allow Robert Rowan, on the settlement of his Accounts, the same Commissions, pay and emoluments as officers of the same rank were entitled to at the time he acted in the Department of Deputy Clothier General, while he acted in that department. Your Committee are further of the opinion that Robert Rowan, while he acted as Superintendent Commissioner of Wilmington District, be allowed the same pay which other Superintendent Commissioners may be entitled to, upon ascertaining the time of the said services, and that he be paid in the same manner of other Superintendent Commissioners; All which is submitted.

THOMAS PERSON, Chr.

The House taking the said report into consideration concurred therewith.

Received from the Senate the following Message:

Mr. Speaker & Gentlemen:

This House agree to ballot at 6 o'clock this Evening for Surveyors of Western Lands, and put in nomination the same as by you proposed. We also propose that the three Gentlemen having the largest number of votes, shall be the surveyors without having respect to the particular district and that the first in the number have the preference (if any) and the same mode adopted to the lowest; we also propose to ballot at the same time for a judge of the court of Oyer

and Terminer for Davidson County*, and nominate for that purpose William Cocke, Esq. This House have appointed Col. Murfree and Mr. William Moore to superintend the balloting on their part.

Ordered that the following Message be sent to the Senate:

Mr. Speaker and Gentlemen:

We do not agree to the mode of determining the Election of Surveyors by Balloting, as by you proposed; as to all your other proposals on this head we concur with you. We appoint Mr. Gallaway and Mr. Flowers to Superintend the balloting.

Mr. Butler, from the Committee of Propositions and Grievances, reported as follows:

Your Committee of Propositions and Grievances having considered the claim of Thomas Scurlock, Esquire, who received an appointment from the General Assembly of this State and acted as assistant Commissary of issues from the thirteenth day of November, Seventeen hundred and seventy-nine, to the seventeenth day of May, Seventeen hundred and eighty-one. It is the opinion of your Committee that the Auditors be directed to grant a Certificate to the amount of two hundred and Seventy-five pounds two Shillings and eight pence, agreeable to the pay allowed for like services.

The House considered of the report and rejected it.

We in behalf of the said Committee also reported that having considered the account of John Bradford, Esqr., one of the Auditors for Halifax District, claiming an allowance for House rent, firewood, &c., it is the opinion of your Committee that no allowance should be made.

This report being read was concurred with.

He also, in behalf of the Committee, reported as follows:

Read the Governor's Message in favour of sundry merchants of Edenton District, to-wit: Thomas Figures, Robert Montgomery, George Swoape(?), David Anderson, Enoch Sawyer and John Armistead, it appears to your Committee that in January, Seventeen hundred and Eighty-two, his Excellency Governor Martin, then Speaker of the Senate, applied to the merchants aforesaid for cloathing for the officers of the Continental line of this State, then in service in South Carolina, which were supplied as follows, to-wit:

*Davidson County, Tenn.—Ed.

by Thomas Figures, Sixty-two pounds fourteen Shillings; George Swoape(?), forty-nine pounds Twelve shillings and eight pence; David Anderson, Eighty pounds nine Shillings and eight pence; Enoch Sawyer, sixty-five pounds seven Shillings; RobertMontgomery, fifty-five pounds three Shillings, for which sums His Excellency, Governor Martin has granted them Warrants. Resolved, That it be recommended that the Treasurers, or either of them, be directed to make payment accordingly.

This report being read was concurred with.

He also, in behalf of the said Committee, reported as follows:

Read the Memorial of James Emmet, Esquire, Superintendant of the County Commissioners of Wilmington District. It appears to your Committee that the said Emmet, as Superintendant, has expended Eleven pounds seven shillings and six pence for his expences in travelling a tour round the Counties, for cash expended for oyster shells for the public tan yard, and for paper for his office. It is the opinion of your Committee that the Treasurer of Wilmington District be directed to pay him the said sum out of the Tax for the year one Thousand seven hundred and eighty-five; and your Committee further report that the Auditors of Wilmington District be directed to allow the said Emmet the sum of Twenty Shillings for every day that he was in actual service and the usual allowance for horse hire and forage, and grant a certificate for the same.

The report being read was concurred with.

Read the account of John McKnitt Alexander, and it is the opinion of your Committee that he be referred to the Auditors of Salisbury District and that they allow him agreeable to his vouchers, and not otherwise.

This report being read was concurred with.

He also reported in behalf of the said Committee as follows:

Read the Memorial and the account of John Rice, and it appears to your Committee that the account is mixed with claims against the public for the services done by the said Rice as a Militia man in the service of this State, and with accounts of money expended by the said Rice as Brigade Quarter Master in General Gregory's Brigade, under an appointment of Thomas Craike, Quarter Master General of the Militia. Resolved, That it be recommended that the said Rice be referred to the Auditors of the District of Hillsborough

for settling his claims and to the Comptroller General for settling his accounts.

This report being read was concurred with.

He also reported as follows:

Read the Memorial of George Henry Barringer, and it appearing to your Committee that on the fifteenth day of April, seventeen hundred and Eighty-one, that the said Barringer deposited in the house of Robert Lanier, the then Treasurer of Salisbury District, the sum of six thousand and thirty-seven pounds sixteen Shillings for which said sum the said Barringer obtained a Certificate payable on the first day of May seventeen hundred and eighty-two, with interest at the rate of six per cent. per annum, agreeable to an act of Assembly passed the thirteenth day of September, seventeen hundred and Eighty, which said sum according to the scale of depreciation, together with interest as assd., amounts to the sum of fifty-four pounds Eighteen Shillings and a penny. Resolved, That it be recommended that the Treasurer of Salisbury District be directed to pay him the said sum out of the Tax for the year One Thousand seven hundred and Eighty-three, for which he should be allowed in the settlement of his accounts with the public.

This report being read was concurred with.

Mr. Person, Chairman of the Committee to whom was referred the accounts of Mr. Willie Jones for his services as Delegate, reported as follows:

The Committee to whom was referred the accounts of Mr. Willie Jones for his services as Delegate in Congress, having examined the same report:

That he served in Congress including the time of going and returning, six months and twenty days, which at Eight hundred pounds per annum amounts to four hundred & forty-six pounds Eight Shillings and ten pence, that he received in part of his account of Mr. Hillegas, Continental Treasurer, Twelve Thousand Dollars, by the scale of Depreciation amounting to forty-eight pounds, which being deducted leaves a balance of three hundred and ninety-six pounds eight Shillings and Ten pence.

Your Committee also report that the interest on the above sum from the 1st day of January, 1781, the time when Mr. Jones' time expired, amounts to Seventy-nine pounds five Shillings & five pence,

which with the principal makes the sum of four hundred and seventy-five pounds fourteen Shillings and three pence. But your Committee is of opinion that it is impossible to allow interest to any person on an open account against the public and recommend that a resolution be adopted to this effect. Your Committee are therefore of opinion that Mr. Jones be only allowed the sum of three hundred and ninety-six pounds eight Shillings and Ten pence and that the District Treasurers, or either of them, be directed to pay him the same for which such Treasurer shall be allowed in the settlement of his accounts.

This report being read was considered of and concurred with.

The following Bills were read the third time, passed and sent to the Senate, vizt.:

A Bill to amend an act intitled "an act to amend an act intitled an act, for dividing Tryon County and other purposes."

A Bill to impower the several County Courts therein mentioned to lay a Tax annually for the purpose of erecting or repairing the Court House, prison and Stocks in each County where necessary, and for defraying the Contingent charges of the County.

A Bill for extending the navigation of Roanoke River.

A Bill to authorize and impower Isaac Gregory, Esquire, formerly Sheriff of Pasquotank, now Pasquotank and Camden Counties, to collect the arrears of Taxes due him from the inhabitants of said Counties for the years, one thousand seven hundred and sixty-nine, one thousand seven hundred and seventy, one thousand seven hundred and seventy-two and one thousand seven hundred and seventy-four.

A Bill to regulate the town of Hillsborough and to repeal all laws now in force, which come within the purview hereof.

A Bill for the relief of such persons, who have through misapprehension entered their lands in a different county from that wherein they lie, by which means they are deprived of a legal title.

A Bill to facilitate the navigation of Neuse River.

A Bill for the relief of such persons as have been disabled by wounds, or rendered incapable of procuring for themselves and Families Subsistance, in the Militia Service of this State; and providing for the Widows and orphans of such as have died.

A Bill to impower the delegates of this State in Congress to as-

sent to a repeal of part of the eighth of the articles of Confederation and perpetual Union between the thirteen States of America and to sign and ratify the alteration proposed in the recommendation of Congress of the 18th of April, 1783, in place thereof as part of the said Instrument of Union.

A Bill for altering the line between the Counties of Lincoln and Burke and appointing Commissioners to fix on a convenient place in the said County of Lincoln to erect the public Buildings of said County.

A Bill for the relief of persons who have suffered, or may suffer, by their Deeds, Grants and Mesne Conveyances not being proved and registered in the time heretofore appointed by law.

A Bill to authorize Richmond Pearson to collect the Specific tax which remains due from the Inhabitants of the County of Rowan for the year Seventeen hundred and eighty-one, and also the Commissioners of Franklin County to Collect the Arrears of the said Taxes of said County for the years Seventeen hundred and Eighty, Seventeen hundred and Eighty-one and Seventeen hundred and Eighty-two.

A Bill to enable Mary Dowd to sue for and recover to her own use, and the use of her children by her husband Conner Dowd, all debts due and owing to the said Conner and all other things in action which the said Conner Dowd might lawfully sue for and recover were he a Citizen of this State and entitled to the Benefit of its Laws.

Received from the Senate the report of the Commitee on the Petition of Lunsfield Kilgo. Endorsed, in Senate the 1st of June, 1784, read and concurred with.

Recd. at the same time the following message:

Mr. Speaker and Gentlemen.

Mr. Jones and Mr. Johnson will act with the Gentlemen by you appointed to prepare an extract from the act amending the assessment Law, which when done we have directed our Clerk to have copied, as by you proposed.

Received also, at the same time, the Report of the Committee on the Petition of Jordan Lockhart. Endorsed, in the Senate, 1st of June, 1784, read and concurred with.

Received also, at the same time the following Message:

Mr. Speaker & Gentlemen:

Mr. Battle and Mr. Macon will, on the part of this House, act with the Gentlemen by you appointed to consider of the Tax Bill and report what Tax may be proper to levy for the Current year.

Also received at the same time the following Message:

Mr. Speaker and Gentlemen:

We consent that the Collectors of the Tax to be collected under the direction of the Congress of the United States be appointed agreeably to the mode by you proposed.

Received also, the report of the Committee on the Petition of Memucan Hunt, Treasurer of Hillsborough District. Endorsed, in Senate, 1 June, 1784, read and concurred with.

Also the report of the Committee to whom was referred the accounts and vouchers of Messrs. Jones and Montfort, and Montfort and McCulloch. Endorsed, in Senate, 1 June, 1784, read and concurred with.

Received also, the Resolve of this House in favor of Colonel Elijah Clark of the State of Georgia. Endorsed, in Senate, 1 June, 1784, read and concurred with.

The House adjourned till To-morrow morning 10 o'clock.

WEDNESDAY, 2 June, 1784.

The House met according to adjournment.

Received from the Senate the report of the Commitee allowing John Kendrick thirty pounds, which being read was concurred with.

Mr. Galloway from the joint Balloting for a Judge of the Court of Oyer and Terminer for the County of Davidson, and Surveyors, Reported,

That William Cocke, Esquire, was elected Judge; William Polk, Surveyor for the Middle District and William Terrill Lewis for the Western District by a majority of the votes of both Houses & that no person in nomination for the Eastern District had a Majority of votes.

The House taking the said report into consideration concurred therewith.

Received from the Senate the following Message:

Mr. Speaker & Gentlemen:

This House propose, if agreeable to the House of Commons, to ballot at 10 o'clock this forenoon for the Surveyor yet to be made choice of, and put in nomination Stokely Donaldson, Landon Carter and Robert Irwin, Esquires. We also nominate Absalom Tatum.

Ordered that the following be sent to the Senate:

Mr. Speaker & Gentlemen:

We agree to your proposal of this day to ballot at 10 o'clock this forenoon for the Surveyor to be made choice of, we make no addition to your nomination.

Resolved, That Joseph Pitman, of Edgecombe County, be allowed the sum of six pounds current money of this State, for riding express to the Secretary with a return of the Justices of the Peace appointed by the General Assembly in May, 1782, and for carrying and delivering the Journals of both Houses to the public printer then living at New Bern, that the Treasurers or either of them pay him the same and be allowed.

Ordered that the Bill impowering the persons herein named to dispose of certain property belonging to the State for the redemption of the paper Money, &c., be laid over until the next Assembly.

Read the Petition of John Butler, Brigadier General of the District of Hillsborough, resigning his appointment of Brigadier General, whereupon,

Resolved, That this House do accept the resignation of John Butler as Brigadier General of the District of Hillsborough.

Whereas, James Read, John Daves, Nathan Kevis, Thomas Benbury and Samuel Ferebee, have by joint Ballot of both Houses of the General Assembly, been appointed as Collectors of the Continental Imposts (when that collection shall take place) for the ports of Brunswick, Beaufort, Bath, Roanoke and Currituck respectively, and in the meantime are appointed Collectors of the State Duty on Imposts until the Duty to be levied by the United States takes place.

Resolved therefore, That his Excellency the Governor, be and he is hereby impowered to commission the said John Daves, James

Read, Nathan Kevis, Thomas Benbury, and Samuel Ferebee as Collectors of the Duty on Imports to be levied by the United States at the ports aforesaid, respectively, as soon as he shall have notice for that purpose by authority from Congress.

Mr. B. Hawkins, from the Committee on the Tax Bill, delivered in a Report, which being read was concurred with and ordered to be sent to the Senate, together with the Bill, to the end that the reported amendments may be made therein.

Mr. Bryan, on behalf of the Committee to whom was referred the Petition of Adam Cooper, delivered in a Report as follows:

That it is the opinion of your Committee as the said Adam Cooper was wounded at Cedar Springs, in South Carolina, in an action against the Enemy, and at the April and May Sessions of 1782, was allowed the sum of seventy pounds specie, and that the same should be accounted for as Specie in the purchase of Confiscated property, and it appearing to your Committee that the Certificate granted to the said Cooper is lost; Your Committee therefore are of the opinion that a Certificate be Granted to him for the said sum of Seventy Pounds; All which is submitted.

WM. BRYAN, Chr.

The house taking the said report into consideration concurred therewith.

The Committee to whom was referred the Petition of Margaret Wall, report that the Petitioner be referred to the District Auditors, and that they be instructed to make said Margaret such allowance as to them shall appear just; all which is submitted.

WM. BRYAN, Chr.

The House taking the said Report into Consideration Concurred therewith.

Resolved, That the report of the Committee on what Tax is proper to be laid, be printed with the Laws that the People at large may know the sum required for the civil list.

Resolved, That the Governor be directed to transmit, immediately, to Congress a Copy duly authenticated of the Act passed this session of Assembly entitled "an Act, Ceding to the Congress of the United States certain Western Lands therein mentioned and

Authorizing the Delegates from this State to Execute a deed or deeds for the same; and that he inform Congress of the Measures begun by this State for carrying on a Treaty with the Indians, what goods have been purchased by this State for that purpose, and to what amount, and where they are lodged; that he further inform them, that in case Congress should accept the Cession intended, the said Goods may yet be applied to the purpose of carrying on the Treaty under the sole direction of Congress, they giving credit to this State for the amount of Goods in the Account of the United States with this State, the Congress also taking upon themselves every other expense that may attend the said Treaty.

Whereas, The Petition of George Alston, late of Granville County, has been reported upon by a joint Committee in his favour, and his circumstances appearing very different from those of others who came within the meaning and effect of the late Confiscation Laws enacted in this State, and it being the earnest desire of him, the said George Alston, to become a Citizen of this State, and to have such of his property restored as hath not been sold agreeable to the said Confiscation Laws;

Resolved, That as nothing appears to the present General Assembly why he, the said George Alston, should not be admitted to the privileges of a Citizen, that the General Assembly will at their next Session take his case under their Consideration and Grant him relief as to them shall seem just.

Mr. W. Bryan, from the Committee to whom was referred the Account of the Secretary of State, Reported as follows, vizt.:

That they have examined the said Account, and are of the opinion he ought to be allowed the sum of Two hundred and Twenty-two pounds for Warrants, Grants and Mortgages furnished, and for office rent; the other charges in said account they are of opinion ought to be rejected; all which is submitted.

WM. BRYAN, Chr.

The House taking the said Report into Consideration Concurred therewith.

Resolved, That Pleasant Henderson, Esquire, private Secretary to his Excellency the Governor, be allowed the Sum of One hundred and six pounds four Shillings and eleven pence the balance due him on account of his last year's Salary, as Secretary aforesaid. That

the Treasurers, or either of them, pay him the same out of the Money arising from the Tax for the year 1783.

Mr. Blount, from the Committee to whom was referred a Message from his Excellency the Governor, relative to holding a Treaty with the Indians, delivered in a report, which being read, was rejected.

The following Bills were read the third time, passed and sent to the Senate:

A Bill to impose a duty or Tax in aid of the public revenue upon the different articles therein mentioned sold at Auction or public Vendue, and for regulating Auctioneers or Vendue Masters;

A Bill to encourage Enoch Ward, Spyers Singleton, Christopher Neale and Company to cut a Canal from Clubfoot Creek to Harlowes Creek;

A Bill to prevent doubts as to the right of Sovereignty and Jurisdiction in and over the Territory lying West of the Apalachian Mountain, for shutting the Land Office, and for indemnifying John Armstrong, Esq., Entry Taker, against Vexatious Suits for his Conduct in office;

The Bill to amend an act entitled "an act for the regulation of the Town of Wilmington."

The Bill for appointing Commissioners for selling the Graineries in the Counties of Franklin and Warren, and for repealing an act entitled "an Act for appointing Commissioners for selling the lot Number forty-four in Warrenton, whereon the public Granary now stands and for other purposes, and for altering the times of holding Courts in the County of Caswell;"

The Bill to amend an Act entitled "an Act for purchasing a Lot or Lots in the Town of Wilmington for the purpose of building a Gaol for the District of Wilmington and for other purposes, and for repairing the Court House of the said District;"

The Bill for regulating the Pilotage and Facilitating the Navigation of Cape Fear River.

The Bill for appointing Collectors of the Imposts at the several ports in this State, and for regulating the duty of Naval Officers and officers of the Customs, and Masters of Vessels;

The Bill to amend an Act entitled "an Act for opening the land offices, for the redemption of Specie and other Certificates, and for discharging the arrears due to the army."

Mr. Gallaway, from the joint Balloting for a Surveyor, reported that Stokely Donaldson was elected Surveyor by a majority of votes of both Houses.

The House taking the said Report into Consideration concurred therewith.

The Bill to empower the County Surveyors to make Surveys and returns in the manner therein mentioned, was read the third time, passed and sent to the Senate.

The Bill for the restraint of Idle and Disorderly Persons, was read the third time, passed and sent to the Senate.

Mr. Maclaine moved for leave to withdraw the Bill for levying a Tax for paying the Interest of Certificates granted to officers of the Continental line of this State, who continued in the service to the end of the war, and the Interest of Certificates granted to officers who died in the Service, or who were deranged, and who are entitled to depreciation by the regulations of Congress, and also the Interest of the Certificates granted to Soldiers, or the Representatives of Soldiers, who are entitled to Depreciation by the aforesaid Regulations of Congress. Ordered that he should have leave accordingly.

The Bill for repairing the public buildings in the County of Northampton and for appointing Commissioners for that purpose, was read the third time, passed and sent to the Senate.

Received from the Senate the Bill to encourage Subjects of Foreign States to lend Money at Interest on real estate within this State. Endorsed, in the Senate, the 2nd of June, 1784, read the third time and passed. This Bill was read the third time in the House and rejected.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The Bill to encourage Subjects of Foreign States to lend Money at Interest on Real estate within this State, which has been three times read in the Senate, was rejected by this House on the third reading.

The Bill to empower the executors of John Bowman, Deceased, to pay into the Treasury such sums of money as he received for the public as Sheriff of Burke County, without Depreciation, was read the third time, passed and sent to the Senate.

The Bill to amend an Act entitled "an Act for the relief of officers

and Soldiers in the Continental line and for other purposes," was read the second time, passed and ordered to be Engrossed.

The Bill for levying a Tax for the Support of Government and for the redemption of old Paper Currency, Specie and other Certificates, was read the Second time, passed and ordered to be engrossed.

The Bill to empower the Entry Takers of the Several Counties in this State to issue Warrants for land heretofore entered, and for which Warrants have not been Granted.

The Bill to amend an Act passed in the year 1783, entitled "an Act to vest certain lands in Fee Simple in Richard Henderson and others," was read the third time, passed and sent to the Senate:

The Bill to describe the lands granted to Major General Nathaniel Greene, and to confirm the title thereof in the said Nathaniel Greene, his Heirs and assigns forever, was read the third time, passed and sent to the Senate.

The Bill laying certain duties therein mentioned on all foreign Merchandise Imported into this State in aid of the Public Finances, and directing the mode of collecting the same, was read the third time, passed and sent to the Senate.

Received from the Senate the report of the Committee on the Petition of Mr. John Taylor, which being read was concurred with.

Received from the Senate a Resolve directing the Treasurers to pay the allowances made this session, &c., which being read was concurred with.

Mr. W. Bryan, from the Committee to whom was referred the Petition of Matthew Jones, reported as follows, vizt.:

That your Committee having taken the same into consideration, are of opinion that it be referred to the next General Assembly; All which is submitted.

WM. BRYAN. Ch.

The House taking the said report into consideration concurred therewith.

Received from the Senate the following reports of the Committee of Propositions and Grievances:

The report of the Claim of Thomas Scurlock, assistant Commissary of Specie;

The report on the Claim of John Bradford, one of the Auditors for Halifax District;

The report on the Governor's message in favour of sundry merchants of Edenton;

On the Memorial of James Emmet, superintendent of the County Commissioners of Wilmington District;

The report on the account of John McKnitt Alexander;

The report on the account and Memorial of John Rice;

The report on the Memorial of George Henry Berger, severally concurred with by the Senate.

Received also, from the Senate the report of the Committee to whom was referred the Petition of Margaret Wall. Endorsed in Senate, June the 2nd, 1784, read and concurred with.

Received also at the same time, the report of the Committee to whom was referred the Petition of Jacob Brown.. Endorsed, in Senate, 2nd June, 1784, read and concurred with.

Also the report of the Committee to whom was referred the Petition of Adam Cooper. Endorsed in Senate, 2nd June, 1784, the within report was read and concurred with.

Also the report of the Committee to whom was referred the Memorial of Robert Rowan. Endorsed, in Senate, June the 2nd, 1784, the within report was read and concurred with.

Received from the Senate the following Resolutions, to-wit: The resolution directing the report of the Committee appointed to determine what tax is proper to be laid for the current year to be printed with the laws, &c., and the resolution directing the Governor to issue Commissions to James Read, John Daves, and others to be collectors of the duties on imposts to be levied by the United States in Congress. Endorsed severally, in Senate, 2nd June, 1784, read and concurred with.

Received from the Senate the report of the Committee to whom was referred the account of the Secretary of State. Endorsed, in Senate, 2nd June, read and concurred with. Also the report of the Committee on the Tax Bill endorsed in the same manner.

Received from the Senate the Resolve of this House directing the Governor to transmit immediately, to Congress, a Copy duly authenticated of the Act passed this session of Assembly ceding to the Congress Western Lands, &c.

Also the resolution of this House that they will accept the resignation of General Butler. The Resolve in favour of Joseph Pitman. The resolve that the consideration of the Petition of George Alston shall be resumed at the next session of Assembly, & The resolve in favour of Pleasant Henderson. Severally endorsed, in Senate, the 2nd June, read and concurred with.

Received likewise the following message:

Mr. Speaker and Gentlemen:

You will herewith receive the report of the joint Committee on the accounts of Willie Jones, Esq., as Delegate for the State, concurred with.

Received at the same time the report referred to in this message, concurred with.

The House adjourned till To-morrow morning 6 o'clock.

THURSDAY, 3rd June, 1784.

The House met according to adjournment.

Received from the Senate a resolve directing the Comptroller to allow John Taylor, as therein mentioned, &c., which being read was concurred with.

Received from the Senate the report of the Committee on the accts. of Matthew Jones, concurred with.

The Bill for levying a tax for the support of government, and for the redemption of the old paper currency, Specie and other Certificates, was read the third time, passed and sent to the Senate.

The Bill to regulate the descent of real estates, to do away Entails, to make provision for Widows, and to prevent frauds in the Execution of last Wills and Testaments, was read the third time, passed and sent to the Senate.

The Bill to amend an act entitled "an Act for the relief of the officers and Soldiers of the Continental line and for other purposes," was read the third time, passed and sent to the Senate.

The Bill for levying a tax for the purposes therein mentioned and for investing the United States in Congress assembled with a power to collect the same, was read the third time, passed and sent to the Senate.

Resolved, That the persons hereafter named be appointed Collect-

ors of the Taxes to be imposed by an Act of Assembly for levying a tax for the purposes therein mentioned and for investing the United States in Congress assembled with power to collect the same, for the several Counties hereafter mentioned, to which their names are applied:

Anson, John Ingram;
Beaufort,
Brunswick, James Mills;
Bladen, John Blocker;
Burke, John McDowell, Jun.;
Craven, Thomas Applewhite Green;
Carteret, David Cooper;
Currituck, John Stewart;
Chowan, William Roberts;
Camden, Thomas Burnham;
Caswell, Demsey Moore;
Chatham, Roger Griffith;
Dobbs, Robert White;
Duplin, John Dixon;
Davidson, Ephraim McLean;
Edgecombe, William Wilson;
Fayette, James Emmett;
Franklin, Isaac Hudson;
Guilford, Samuel Henderson;
Gates, Isaac Hunter;
Granville, William Hunt;
Greene, John Kellam;
Halifax, Egbert Haywood;
Hertford, Matthias Brickell, Jun.;
Hyde, Reuben Slade;
Johnston, John Bryan, Jun.;
Jones, John Franks;
Lincoln, James Rutledge;
Martin, Ebenezer Smithwick;
Mecklenburg, James Reece;
Montgomery, John Baker;
Moore, Charles Crawford;
Nash, William Body;

Northampton, John Lockhart;
New Hanover, Timothy Bloodworth;
Onslow, Reuben Grant;
Orange, Moses Crawford;
Pasquotank, John Lane;
Perquimans, Robert Riddick;
Pitt, John Salter;
Rutherford, Thomas Whiteside;
Rowan, Samuel Young;
Randolph, John Dugan;
Richmond, George Medlock;
Sampson, Lewis Holmes;
Surry, William Hulit;
Sullivan, Moses Looney;
Tyrrell, Nathan Hooker;
Washington, John Carter;
Wayne, William Fellows;
Wake, John Turner;
Wilkes, Chapman Gordon;
Warren, Gideon Hunt Macon;

And that his Excellency the Governor, issue them Commissions respectively as soon as necessary, and notify their appointments to the United States in Congress assembled.

The Bill to amend an act intitled "an Act for opening the land office, for the redemption of Specie and other Certificates, & for discharging the arrears due to the Army," was read the third time, passed and sent to the Senate.

Received from the Senate a Resolve appointing a Committee to assist the Comptroller in examining and destroying Certificates, &c., which being read was concurred with.

Received from the Senate a Resolve allowing James Cole Mountflorence for Engrossing Bills, which being read was concurred with.

Received from the Senate a Resolve in favour of Abel Pocock, which being read was concurred with.

Received from the Senate a Resolve allowing ———— Roundtree for drawing and Engrossing Bills, which being read was concurred with.

Resolved, That Mrs. Lennard be allowed the sum of five pounds

for Candles, &c., furnished Committees during this sitting of the Assembly, that the Treasurers, or either of them, pay her the same and be allowed.

Received from the Senate the report of the Committee on the Petition of Thomas Person, which being read was rejected, and Mr. Person permitted to withdraw his accots.

Resolved, That the Auditors of Salisbury District be directed to settle with Joseph Winston, Esq., of Surry County, for one hundred and twenty muskets by him purchased, and delivered to Col. Martin Armstrong for the use of the Militia of Surry County, and grant him certificates for the same.

Ordered that Mr. Coor have leave to withdraw the original Bill for appointing Collectors for the Imposts at the several Ports in this State and for regulating the Duty of Naval Officers, the officers of Customs and masters of vessels.

Received from the Senate the Resolve of this House appointing Collectors of the Continental Tax of the different Counties, concurred with.

Received from the Senate the Resolve in favour of Mrs. Lennard, and also the resolve in favour of Joseph Winston, concurred with.

Mr. Person from the Committee to whom was referred the representation of William Boritz, agent for Messrs. Rey and Brandenburg, Merchants in Cadiz, reported as follows:

That William Boritz, agent of Messrs. Rey and Brandenburg, Merchants of Cadiz, laid before them sundry papers which, for the information of the House, they have caused to be transcribed and are as follows:

"We, the subscribers, Benjamin Franklin, Silas Deane and Arthur Lee, Commissioners of the United States of America, on the one part, and Rey De Morande, of Cadiz, on the other part, have covenanted & contracted as follows, vizt.:

1st. The said Rey De Morande, as well in my own name as in the name of the House of Messrs. Rey and Brandenburg, of Cadiz, do covenant and engage to deliver at my own peril, risk, cost and expence in one or more of the ports or harbors of Virginia or Maryland, or the ports of Boston, Philadelphia, New London or Portsmouth in New Hampshire, the quantity of six thousand five hundred quintals of Iron Cannon of which there shall be eighty-eight

pieces carrying balls of 12 lbs. weight each, and forty-seven pieces carrying Balls of 6 lbs, making together one hundred and thirty-five pieces and weighing four thousand two hundred Quintals, also twenty-eight pieces carrying balls of 24 lbs, and seventeen pieces carrying balls of 18 lbs, making together forty-five pieces and weighing two thousand three hundred quintals and these last forty-five pieces having each a cross at the mouth and I do engage that the whole of the aforesaid Cannon, making one hundred and eighty in number, are of good Swedish Iron, and have been examined and proved by firing, in the usual manner of the officers of the Artillery of his Catholic Majesty.

2nd. I, the said Rey De Morande, do engage to defray the expences of Lading or shipping the Tobacco which is to be delivered in payment for the said Cannon.

3rd. We, the said Benjamin Franklin, Silas Deane, and Arthur Lee do covenant and engage in behalf of the Congress of the United States of America, that the before mentioned Cannon being duly delivered in one or more of the ports above specified, there shall be furnished and delivered to the Captain or Captains bringing the said Cannon, or to the bearer of a Letter of Attorney executed for that purpose for the House of Rey and Brandenburg, before named, one Quintal and a half of good and merchantable Tobacco for each of the cannon before mentioned, the said Tobacco to be proved and delivered in any of the ports of Virginia or Maryland, which the representative of they, the said Rey and Brandenburg, shall chuse or appoint.

4th. We also engage that the expences of landing or unlading the cannon before mentioned shall be defrayed by the Congress of the said United States.

5th. We do moreover engage that if the quantity of 9,750 Quintals of Tobacco, for the payment of the said 6,500 Quintals of Cannon, shall not be provided and ready for delivery as aforesaid within three calendar months after the arrival and delivery of the said cannon then and in that case, there shall be paid by the said Congress after the rate of fifty Quintals of Tobacco for each month's delay beyond the said three months, as an Indemnification to the said Rey and Brandenburg for the expences and damages arising from such delay.

In Witness whereof, the parties before named have interchangeably subscribed their names at Paris, the thirty first of October, one thousand seven hundred and seventy-seven.

B. FRANKLIN,
SILAS DEANE,
ARTHUR LEE,

REY DE MORANDE,
W. BORITZ,
Agent, De Rey and Brandenburg, de Cadiz.

Resolved, That the Cannon imported into the State of North Carolina be sold to the State of Virginia and North Carolina, the former to have twenty-four the latter State to have twenty-five, dividing them equally as to weight of Metal. That the said State be allowed to purchase the said Cannon on the terms the United States have imported them.

Extract from the Minutes.

CHAS. THOMPSON,
Sec. Commercial Committee, 14 October, 1778."

The terms on which Congress imported the Cannon specified by the resolve of the 29th September, 1778, are to be paid for in the following manner, vizt., one hundred and fifty pounds of Tobacco for every hundred pounds of Iron Cannon, together with demurrage for the time the ship may be detained by neglect of the contracting parties beyond the lay Days limited by agreement for lading the ship; And that each State pay their proportion of Tobacco agreeable to the quantitly and weight of Cannon they shall respectively receive together with the proportion of Tobacco for the demurrage that may become due.

Per order.
FRAN LEWIS, Chairman.

Exemplification:

28 ps cannon, 6 pdrs.
17 ps cannon, 12 pdrs.

45 ps weight 2,300 Quintals or 230,000, payable in Tobacco at $1\frac{1}{2}$ lbs Tobacco for 1 lb Iron $\frac{1150}{3450}$ Quintals or $\frac{1150000}{3450000}$ pds of Tobacco 345 Hhds Tobacco at 1,000 lbs each is 345,000 lbs Tobacco.

It appears that this State has received from William Boritz, agent for Rey and Brandenburg, one thousand one hundred and fifty Quintals of the Iron Cannon, mentioned in the foregoing agreement, in part payment for which the said Boritz acknowledges to have received eighty-four thousand nine hundred and fifteen pounds weight of Tobacco, and that a ballance yet remains due of eighty-seven Thousand five hundred and eighty-five pounds weight, exclusive of demurrage as Damage. And it is the opinion of the Comittee that the said William Boritz, agent as aforesaid, shall be allowed demurrage or damage to be settled according to the Laws and Customs of Merchants, regard being had to the quantity of Cannon contracted for, and the quantity this State received, and recommend that Henry Montfort, Esquire, be appointed and authorized to ascertain the Demurrage or Damage, and to pay the original debt and Demurrage or Damage, together with six per cent. Interest on each; (the Interest to commence from the time the Demurrage ceases to continue till paid) and to deliver it at Daley's Landing or Wilmington, and to enable Mr. Montfort to purchase the Tobacco, further recommend that the Governor be directed to issue warrants for two thousand four hundred pounds in his favour, that is to say a warrant on each of the Treasurers of Edenton, New Bern, Wilmington, Salisbury, Hillsborough and Halifax, for four hundred each payable in three months, out of the money collected for the tax of the year 1783. And the committee further recommend that Mr. Montfort be directed to give Mr. Benjamin Hawkins timely notice of the time and place that he purposes to settle the Demurrage or Damage with William Boritz, which settlement Mr. Hawkins is requested to attend to give information to the Merchants who may be appointed to settle the same; all which is submitted.

THOMAS PERSON, Ch.

The House taking the said report into consideration concurred therewith.

Received from the Senate a resolve allowing Bernard McGuckin Ten pounds, which being read was rejected.

Received from the Senate the report of the Committee on the representation of William Boritz, agent for Messrs. Rey and Brandenburg, concurred with.

Mr. Davie moved for leave to enter the following protest on pass-

ing on the third reading the Bill ceding to the United States in Congress Assembled, certain Western Lands therein described.

Dissentient:

Because, the extent of our Territory as bounded by the late Treaty of Peace could never endanger the general Confederacy.

Because, if the principles of the Fœderal Union could ever be injured by an unequal possession of Territory, a cession of so large a portion of this State, while Virginia and Georgia will retain an immense Territory, would be certainly dangerous and impolitick.

Because, this State, from her local circumstances and the weakness of the two Southern States, was obliged to advance large sums for their aid and defence which are still unliquidated, and as our credits for those advances have been uniformly opposed by the Eastern States, we think that it ought to have been expressly stipulated, as a preliminary to the cession, That the whole expence of the Indian Expeditions and our Militia aids to Georgia and South Carolina should pass to account in our quota to the Continental expences incurred by the late war.

Because, the resolve of Congress of the seventeenth of February, or the resolve of the Eighteenth of April, seventeen hundred and eighty-three, should have been first carried into effect in order to ascertain the just quota or proportion of the Fœderal debt due from the individual States and their respective accounts should have been liquidated and their claims fully established before *any cession* took place.

Because, the Western territory being the undoubted property of this State, was justly considered by the people as a security to their claims against the public, and was solemnly pledged to them by the legislature in the Act of opening the land office "for the redemption of specie and other Certificates."

Because, experience has shown us that our want of *public honesty* has been already severely punished by our want of *public credit,* we deem it a false and mistaken conception that our credit would be increased with foreign nations, by the adoption of a measure founded on an open and palpable *breach* of *faith* to our own citizens.

Because, justice and policy required that the domestic debt should either have been discharged by the sale of the Western Lands or substantiated in the hands of the creditor by establishing a fund for

the punctual payment of the Interest annually. The first great resource is destroyed by the cession, and it is our opinion that the State emerging from the miseries of a destructive war, is perfectly unable to discharge the interest of her internal debt, amounting to a sum far beyond her abilities; Taxes in a certain degree we know are just and expedient, that by stimulating the industry of the individual they increase the aggregate wealth of the community, but when extended so far as to entrench upon the subsistance of the people they become burthensome and oppressive.

Because, though our internal debt is in the nature of a domestic loan and circumstances and consequences are widely different; loans are made by those who can spare from their consumption to the necessity of Government and without doubt contribute to its stability and alleviate the pressure of taxation; but a large part of our domestic debt grew out of the *generous advances* of Individuals to the public in the hour of distress, many of these are now impoverished and even ruined by their confidence in the justice of the legislature. Immense sums were also contracted by general contributions and military impressments of the most valuable property, and often from the most necessitous body of the people; suspension of payment must prove ruinous to those *patriotick sufferers* and a disgrace to the State.

Because, the Auditors, from their desultory manner of doing business, have left many claims unadjusted. The great body of the people sustained an irretrievable injury by the cession, they were undoubtedly equally entitled to this commutation for their claims, and we could never consent that the public faith should be violated and the general interest sacrificed to the aggrandizement of a few Land Jobbers who have preyed on the depreciated credit of their Country and the necessities of the unfortunate citizen.

Because, by the Bill of rights the limits of the State are not to be altered, but for the purpose of erecting a new Government *only*, certainly a cession for the express purpose of constituting a common fund can never be construed into this constitutional object, but was it even constitutional to dismember the State by Act of Assembly, or politick to cede two thirds of the soil and Sovereignt of our Country without any ascertained equivalent. A just regard to the rights of the people would have induced us to suspend the

passage of the Bill until the sense of our constituents could be collected on this *irrevocable step.*

Wm. R. Davie,
James Gallaway,
James White,
Joseph McDowell,
James Withrow,
James Emmet,
Richard Singleton,
Joseph Robins,
Daniel McKissick,
David Wilson,
Wm. Clark,
J. Lennard,
Wm. Lenoir,
Wm. Hill,
Thomas Person,
John Atkinson,
Henry Montfort,
Elijah Robertson,
John Sloan,
David Flowers,
Caleb Phifer,
G. H. Barringer,
James Hinton,
Wm. Kendal,
Richd. Ransom,
E. McLean,
David Shelton,
John Bonds,
John Speed,
Sam'l Smithwick,
Wm. Pickett,
Matthew Lock,
Thos Sherrod,
Jesse Franklin,
Sam'l Cain,
Landon Carter,
Wm. Alford.

Mr. Hooper, on behalf of himself and others who voted affirmatively for the passage of the Bill intitled "a Bill to amend and reduce to system the confiscation laws now in force in this State," moved for leave to enter the following reasons for dissenting against the vote and determination of the House in rejecting the said Bill on the first reading, vizt.:

We, whose names are undersigned and who voted affirmatively for the passage of the Bill entitled "a Bill to amend and reduce to system the Confiscation Laws now in force in this State," were of opinion that the said Bill ought to have been rejected upon this reading for the following reasons, vizt.:

That this is a Bill of equal import and great national concern, and may have in its operation very serious consequences upon the reputation of this State in the opinion of other States in the Union, and perhaps in Europe.

That it was introduced in the House of Commons upon the recommendation of the Grand Committee appointed by and consisting

of members from both the Senate & Commons, whose business it was to report such Bills of a public nature as it was proper and necessary to pass into laws at the present Session of Assembly. That a Bill for the above purpose was, by the said Committee, reported as necessary and such report was concurred in by both branches of the Legislature That in obedience to the sense of the Legislature so expressed, this Bill was introduced in the House of Commons, read once for information, and never until now, for passage.

That it never has been officially communicated to the Senate nor can they be informed of its contents but from the vague information of the common report on the hazard of conjecture. That to reject a Bill at this stage is to deny to the representatives of the Freeholders of the people in Senate assembled, the right which they have, in common with this House, to animadvert and deliberate upon any plans which may be proposed for the public good and disappoints the intention of both Houses in the information of the Grand Committee.

That however exceptionable in point of form or even substance the said Bill may be in its present dress its imperfections are open to amendment and if not stifled in its birth and suppresed from the view of the Senate by a premature rejection of this House, may return to the Commons after having undergone alterations by the Senate which may render it less exceptionable to all parties, and by the concurrent endeavors of both Houses may in some future stage of its progress be made to fit the ideas and wishes of all good citizens of this State and give to the other States in the Union an earnest of our sincerity when we declare to them and the World that it is our wish and intention to carry the Treaty of Peace into execution.

(See the entry of the reading of the Bill for the names of those who voted for its passage, page ——).

Mr. Hooper also moved for leave to enter the following reasons, against the vote of the House on the rejection of the "Bill to repeal such of the laws of this State as are inconsistent with the Treaty of Peace, between the United States and his Britannic Majesty."

For the reasons already assigned for those who voted affirmatively for the passage of the Bill entitled "a Bill to reduce to system the Confiscation Laws now in force in this State," as well as for the passage of the Bill entitled "A Bill to repeal such of the Laws of this

State as are inconsistent with the Treaty of Peace between the United States and His Brittanic Majesty."

We are of opinion that the Treaty of Peace is of sacred obligation and that the fourth and sixth articles of Treaty as are already expressed to be the sense of the General Assembly ought to be carried into execution according to the true spirit and intention thereof without fraud, fallacy or evasion.

That all laws of this State now in force, that contravene the compleat operation of the fourth and sixth articles of the Treaty, must be repealed or the Legislature be involved in a solecism of reason and of policy, professing that the treaty of peace should be carried into execution and at the same time upholding laws from repeal, which are held to be binding upon the people, which prescribe an opposite conduct and enjoin obedience thereto under severe penalties. That the exception to the Bill arising from the objects of it not being described sufficiently in detail, are not well founded. All laws that contravene the peace are by it expressly pointed at, and in a Court of Justice neither Judges nor Jury can be at a loss to decide what laws are properly comprehended in such general description.

That altho' the carrying the peace into compleat effect may have consequences prejudicial to individuals it cannot be a reason for sacrificing to such our national faith and the political character of the State. That private inconveniences may be eventually redressed by the State at large and the burden have no weight when compared with the possibilities of involving ourselves and the other United States and allies in a new and destructive War.

These reasons combined with such as we have already suggested on a former Bill have induced us to vote in a manner that our consciences as men and our Duty to the State as Citizens vindicate to ourselves and we hope will justify us to the impartial World.

(See the entry on the reading of the Bill for the names of those who voted for its passage, page ——).

Resolved, That the thanks of this House be presented to the Speaker for his unwearied attention to, and the ability with which he has conducted the business of this session.

By order,

J. HUNT, C. H. C.

HOUSE JOURNAL---OCTOBER 1784.

STATE OF NORTH CAROLINA,
IN THE HOUSE OF COMMONS.

At a General Assembly begun and held at New Bern on the Twenty-second day of October, in the year of our Lord one thousand seven hundred and eighty-four, and in the ninth year of the Independence of the said State, it being the first session of this Assembly.

The returning officers for the several and respective Counties certified that the following persons were duly elected as members of the General Assembly to represent the same in this House, vizt.:

For Anson County, James Terry and John Dejarnatt.
Beaufort, John G. Blount and Thomas Alderson.
Bertie,
Brunswick,
Bladen, Samuel Cain.
Burke,
Craven, William Bryan and William Blount.
Carteret,
Currituck, Joseph Ferebee and James White.
Chowan, Clement Hall and Michael Payne.
Camden, Abner Harrison and Benjamin Jones,
Caswell, Edward Clay and William Moore.
Chatham, Elisha Cain and Joseph Stewart.
Dobbs, William Caswell and John Shepperd.
Duplin,
Davidson,
Edgecombe, Robert Diggs and John Dolvin.
Franklin,
Fayette,
Guilford, John Leak and John Hamilton.
Gates, Joseph Reddick and Seth Reddick.
Granville,
Greene

For Halifax, Benjamin McCullock and John B. Ashe.
Hertford, William Hill and Thomas Brickell.
Hyde, John Eborn and William Russell.
Johnston, Joseph Boon.
Jones, Abner Nash and William Randal.
Lincoln,
Moore,
Martin, Nathan Mayo.
Mecklenburg,
Montgomery, Mark Allen and William Kendall.
Nash, Micajah Thomas and John Bonds.
Northampton,
New Hanover, Timothy Bloodworth and James Bloodworth.
Onslow, Edward Starkey and Daniel Yates.
Orange, Alexander Mebane and John Butler.
Pasquotank, Thomas Reding and John Smithson, Jun.
Perquimans, John Reed and Robert Riddick.
Pitt, Richard Moye and John Jordan.
Rutherford,
Rowan,
Randolph, Joseph Robins and Aaron Hill.
Richmond,
Surry, James Martin.
Sullivan,
Sampson, David Dodd and John Hay.
Tyrrell, Benjamin Spruill and Nathan Hooker.
Washington,
Wayne, William Alford and John Handley.
Wake, Tignal Jones and John Humphries.
Wilkes,
Warren, John Macon and James Payne.
For the Town of Hillsborough, Archibald Lytle.
Edenton,
Halifax, Henry Montfort.
New Bern, Spyers Singleton.
Wilmington, Archibald Maclaine.
Salisbury,

Pursuant to which the following members appeared, were quali-

fied by taking the Ooths by Law appointed for the qualification of members of the General Assembly, and took their seats, vizt.:

Michael Payne,	John Macon,
Joseph Ferebee,	Robert Riddick,
Timothy Bloodworth,	Spyers Singleton,
James White,	Thos, Alderson.
Nathan Hooker,	Jas. Bloodworth,
William Bryan,	Nathan Mayo,
Clem Hall,	John Leak,
Wm. Hill,	Joseph Robins,
Benj. Jones,	Daniel Yates,
Jos. Riddick,	John Sheppard,
Wm. Blount,	Archd. Maclaine,
Henry Montfort,	John G. Blount,
John Bonds,	Jas. Martin,
John B. Ashe,	Joseph Stewart,
James Paine,	John Hamilton,
Seth Reddick,	William Alford,
John Butler,	Edw. Starkey,
Mark Allen,	William Moore,
Arch. Lytle,	John Reed,
D. Dodd,	Edward Clay,
Wm. Kendall,	John Handley,
Alex. Mebane,	John Dejarnatt,
Wm. Randal,	William Caswell,
John Hay,	Thomas Brickell,
John Eborn,	John Jordan,
Richd. Moye,	Tignall Jones,
Samuel Cain,	Joseph Boone,
John Dolvin,	Aaron Hill and
Robert Diggs,	Thomas Redding, Esquires.

Mr. Starkey proposed for Speaker, William Blount, Esquire, who was unanimously chosen and conducted to the Chair.

On motion, John Hunt was appointed Clerk and John Haywood assistant.

At the same time James Malloy and Peter Gooding were appointed Doorkeepers.

The House adjourned till To-morrow morning 10 o'clock.

SATURDAY, 23 October, 1784.

The House met according to adjournment.

The Sheriff of Bertie County certified that Zedekiah Stone and Andrew Oliver were elected as members to represent the said County in this House, whereupon, the said Mr. Stone and Mr. Oliver appeared, were qualified and took their seats.

Resolved, That a writ issue to the County of Martin for the election of one member of this House in the room and stead of Thomas Hunter, Esquire, who is disqualified from taking a seat in this House by his holding the Clerkship of the said County, and that the said election be held on the first Monday and Tuesday in November next.

On motion, Resolved, That Mr. John Macon have leave to absent himself from the service of this House until Tuesday next.

The House adjourned till Monday morning 10 o'clock.

MONDAY, 25 October, 1784.

The House met according to adjournment.

The Sheriff of Rowan County certified that William Sharp and James Kerr were duly elected as members of the General Assembly to represent the said County in this House, whereupon, the said William Sharpe and James Kerr appeared, were qualified and took their seats.

The Sheriff of Bladen County certified that Peter Roberson was duly elected as a member of the General Assembly to represent the said County in this House, whereupon the said Mr. Roberson appeared, was qualified and took his seat.

The Sheriff of Johnston County certified that Kedar Powell was duly elected as a member of the General Assembly to represent the said County in this House, whereupon the said Mr. Powell appeared, was qualified and took his seat.

The Sheriff of Granville County certified that Thomas Person and Thornton Yancey were duly elected as members of the General Assembly to represent the said County in this House, whereupon Mr. Person, one of the said Members, appeared, was qualified and took his seat.

Mr. John Humphries, one of the members for Wake County, appeared, was qualified and took his seat.

Resolved, That Mr. Sharpe, Mr. Person, Mr. T. Bloodworth, Mr.

Butler and Mr. Montfort be a Committee to prepare and draw up rules of decorum to be observed by this House during the sitting thereof, and that they report the same at four o'clock this evening.

The House adjourned till four o'clock.

The House met according to adjournment.

The Sheriff of Franklin County certified that Thomas Sherrod and Durham Hall were duly elected as members of the General Assembly to represent the said County in this House, whereupon Mr Hall, appeared, was qualified and took his seat.

Mr. Butler, from the Committee appointed to prepare and draw up rules of decorum to be observed by this House during the sitting thereof, Reported as follows, vizt.:

Your Committee appointed to prepare and draw up rules of decorum to be observed by this House during the sitting thereof, report the following:

1st. That no person shall pass between the Speaker and the person then speaking.

2nd. That no member shall be allowed to speak but in his place, and after rising and addressing himself to the Speaker shall not proceed until permitted by the Speaker's calling him by name.

3rd. That no person shall stand up or disturb another while he is speaking.

4th. That no member shall come into the House or remove from one place to another with his hat on.

5th. That no member shall speak more than twice to one question upon any debate, without leave, except in a Committee of the whole House.

6th. The Speaker ought to be heard without interruption, and when he rises the member up shall sit down.

7th. That no person shall be called on for any words of heat but on the day on which they were spoken.

8th. Whenever the members are equally divided the Speaker shall determine the question, but not vote upon any other occasion.

9th. That no member shall depart the service of the House without leave.

10th. That the House shall not proceed to debate on any motion unless the same is seconded and immediately reduced to writing.

11th. When two or more members are up together the Speaker shall determine who rose first.

12th. That in the course of debate the members shall treat each other with decency and respect and whoever violates any of the above rules shall receive such censure as the House shall direct.

13th. Whenever the House shall be divided on a question two tellers shall be appointed to number the members on each side.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

On motion, resolved, that Mr. Allen and Mr. Hooker have leave to absent themselves from the service of this House.

Upon reconsidering the resolutions passed in this House on Saturday last, relative to Aaron Hill, one of the members from Randolph County, and the vote of the expulsion of the said Aaron Hill, it appears that the resolutions and vote have been entered into without duly considering the circumstances, and that the same be rescinded from the Journal of this House and the writ of election be recalled.

Mr. Abner Nash, one of the members for Jones County, appeared, was qualified and took his seat.

The Sheriff of Carteret County certified that John Easton and Eli West were duly elected as members of the General Assembly to represent the said County in this House, whereupon Mr. West appeared, was qualified and took his seat.

The House adjourned till to-morrow morning 9 o'clock.

TUESDAY, 26 October, 1784.

The House met according to adjournment.

The Sheriff of Moore County certified that John Cox and William Seals were duly elected as members of the General Assembly to represent the said County in this House, whereupon the said Mr. Cox and Mr. Seals appeared, were qualified and took their seats.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate being now formed acquaint you that they are ready to proceed on the public business.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The House of Commons are also formed and ready for the dispatch of public business.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This is accompanied by a Message addressed to his Excellency the Governor. We have appointed Timothy Bloodworth and John G. Blount, Esquires, on the part of this House, to attend him with the same.

Ordered that the address to his Excellency the Governor, be in the following words:

To His Excellency Alexander Martin, Esquire, Governor, Captain General, &c.:

Sir:

The General Assembly being now formed, beg leave to acquaint your Excellency that they are ready to receive such dispatches and public papers as you have to submit to their deliberations.

Received from the Senate a Bill to authorize and impower John Harrell, Esq., formerly Sheriff of Hertford County, to collect the arrears of the taxes due him from the inhabitants of said County and that part of Gates County that formerly was Hertford for the year 1774. Endorsed, read the first time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the Message herewith sent you be presented to his Excellency the Governor, should it meet your approbation, Mr. Macon and Mr. Gallaway will, on the part of this House, attend and present him with the same.

At the same time received the message above referred to, which being read was amended, concurred with as amended, and Mr. Blount and Mr. Montfort appointed, on the part of this House, with the Gentlemen nominated by the Senate, to wait on his Excellency with the same.

Resolved, That every Bill after having been read twice in the Senate and House of Commons, shall be engrossed, and being so engrossed, shall be introduced for the third and last reading in the

House where it was first presented, when it shall undergo no amendments other than clerical errors, but be either passed or rejected.

That all Bills be first read for the information of the respective Houses, and then for debate, paragraph by paragraph. That no bill in future be read for debate in either House as a second reading without one day's previous notice to the House in which it is to be read.

That whenever the Senate or House of Commons shall have rejected a Bill which had previously passed three readings in the other House, the House rejecting such Bill shall give the other House immediate notice thereof.

That every Bill may be debated before it is put on its passage on the first reading in either House. That the expense of drawing and engrossing all Bills of a private nature be paid by the party introducing them. That no matter foreign to the title of a Bill be inserted in any clause in such Bill.

Ordered that the above resolutions be sent to the Senate for concurrence.

Mr. Butler moved for leave and presented a Bill directing the sale of confiscated property, which was read for information. Ordered that this Bill be read to-morrow for the first reading in this House.

The Bill to authorize and impower John Harrell, Esquire, formerly Sheriff of Hertford County, to collect the arrears of Taxes due him from the inhabitants of said County and that part of Gates County that formerly was Hertford, for the year 1774, was read for information. Ordered that this Bill be read to-morrow for the first reading in this House.

Received from the Senate a resolve allowing Mary Hudson and Eliabeth Harris, of Warren County, each a certain sum therein mentioned, which being read was concurred with and returned.

Received also, a resolve of that House allowing Morgan Murray a certain sum therein mentioned, which being read was rejected.

Received from his Excellency the following address:

To the Honourable the General Assembly:

Gentlemen of the Honourable the General Assembly:

The Dispatches of a public nature which I have received in the late recess of the Legislature, I do myself the honour to lay before

you. The most important matters they announce are the following.

That the ratification of the Definitive Treaty between the United States of America and his Britannic Majesty was exchanged in due form the 12th day of May, last.

That His Most Christian Majesty has been pleased to give the United States fresh assurances and proofs of his affection by making L'Orient and Bayonne free ports, with equal privileges to that of Dunkirk for the reception of the ships and merchandize of all nations, but more particularly calculated for the encouragement of the American commerce. His majesty has also signified his intentions of opening the ports of his islands of France and Bourbon to our ships, in order to facilitate their long voyage to the East Indies.

The Resolutions of Congress, the letters from His Excellency the President, and Secretary of that Honourable body, from the financier, and from our delegates in particular, contain matters of interesting information which call for your attention and deliberations thereupon suitable for their importance.

As several great objects of Legislation were left undetermined the last session of Assembly, which concern the peace establishment of the United Republic, and this State, I shall again submit to the Legislature those papers containing subjects which, for their importance, were deemed more expedient to be postponed to a future day, that may be now proper for your discussion.

Since the Declaration of Peace our Militia have generally relaxed from all kind of discipline, judging as that the late storm is over, the danger is past, and the necessity of Military regulations ceases. *But in peace or war to be always ready,* is a maxim in the polity of all regulated States; and our Militia which must now be our only defence and security in cases of invasion and insurrection, were they properly arranged might produce a very respectable force, and answer all the purposes of a standing army, without the inconvenience and expence.

The Militia Law as it now stands, being calculated for the times of the late war, becomes in a great measure obsolete and inapplicable to the peace establishment of the State. I beg leave to recommend that our Milita be new arranged and organized in such form, as will give us security at home, and bid defiance to our enemies abroad.

Permit me to remind you of the necessity of having the boundary

with our sister State of South Carolina claimed in our Bill of Rights, ascertained with some precision at the earliest opportunity: that the inhabitants of the disputed territory may know to what State they owe allegiance, from whom they are to derive titles to their lands, and whose revenue they are bound to support.

I submit to your consideration the Inspection and Impost Laws. Some amendments seem to be necessary fully to effect the beneficial intentions of the Legislature; that by the first bad commodities may be prevented from being transported to foreign markets, and by the latter a smuggling Trade detected and checked, should the same be attempted, which in the present style of the law may be carried on with impunity.

An Enquiry into the State of your Revenue becomes greatly necessary at this Crisis, as a considerable part of the last, and the preceding year's collections in the taxes hath not reached the purposes intended by the Legislature. The indulgences given, the abuses of public trust, in some of the Districts by those conducting the public money business, call for your immediate interposition and correction.

As Religion, by the powerful argument of future rewards and punishments is a great incitement to virtue and restraint upon Vice; by whose solemnities the Heart is searched, Truth discovered, and integrity in office guarded, which through all ages hath been deemed the first grand pillar in government, and on which the laws rest their chief support, let me again urge to the Legislature the propriety of making some provision for the support of men of abilities, of pious and orderly life, regularly called to minister in the affairs of religion, in such a manner that no preference be given to any denomination, or be contradictory to the principles of the Constitution.

Your Schools of learning, your produce, your Trade and Navigation are great objects of Legislative attention which cannot be too often repeated and held up to your view, that the mists of Ignorance be dissipated, and good morals cultivated, that the planter, Mechanic and fair Trader be encouraged to prosecute their different plans of industry and Traffic, to their reciprocal profit and satisfaction; that the several improvements which kind nature seems to point out may be made in different part of the State, be undertaken and accelerated for the general good.

The above, with other national and internal concerns, I submit to your wisdom to discuss as they appear more or less interesting, and as Time and Leisure will give you opportunity.

Let it not be deemed dictating to the Legislature or officiously obtruding sentiments on them, from ostentation or the pride of office, when the importance of the above subjects is urged to them from one in whom they have placed the high confidence of the management of their public affairs for near three years past; who feels himself too much interested in the welfare of his Country, as a Citizen, to be silent on those great concerns which he conceives affect the ease and honor of the future administration, and on which the happiness and prosperity of the State depend;

As he considers it the most fortunate circumstance of his life that the greatest event that ever took place in the new World, the *Revolution* of these States, was gloriously completed during his administration over *one* in importance by no means the least in the Union; whose arms have borne a conspicuous part in this great enterprise; whose Citizens have been and ever will be dear to him, whom he hath seen with pleasure emerge from Tumult and Confusion into order and Regularity; he cannot, therefore, be indifferent in their future Government, but ardently wishes now near the close of office to see some of those establishments formed which may tend to give greater dignity to the State, to secure to the latest period the rights and privileges of a free people, and the enjoyment of those blessings which contribute to their happiness.

ALEX. MARTIN.

At the same time received the letters and others papers referred to in the above address, which being read, were ordered to be sent to the Senate.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen:

Mr. Coor and Mr. Skinner will, on the part of this House, act with such of your Body as you may appoint a Committee to receive from the respective Treasurers all the Dollar Bills in their hands belonging to the public, and cause that the same be burnt and make report thereof.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have appointed on their part Mr. Cain and Mr. W. Hill to act with the Gentlemen by you appointed to receive and burn the old Dollar Bills.

Received from the Senate a Resolve appointing a Committee to examine the accounts of Drury Gee, late Sheriff of Northampton County, which being read, ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen:

The Commons have appointed Mr. Person, Mr. Martin and Mr. Montfort, to act with the Gentlemen by you appointed to examine the accounts of Drury Gee, late Sheriff of Northampton.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate appoint General Jones, Mr. Coor, Mr. Baker, Mr. Long and Mr. Gallaway a Committee, who will act jointly with such Gentlemen as you may appoint to report what ways and means are most eligible to be adopted for the aid of the public taxes.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Bloodworth, Mr. Payne, Mr. Bryan, Mr. Sharpe, Mr. Maclaine and Mr. Person, to act with the Gentlemen by you appointed to report what ways and means are most eligible to be adopted for the aid of the public taxes.

The Sheriff of Richmond County certified that Charles Robertson and Robert Webb were duly elected as members of the General Assembly to represent the said County in this House, whereupon Mr. Robertson appeared, was qualified and took his seat.

The Sheriff of Wilkes County certified that Jesse Franklin and Benjamin Herndon were duly elected as members of the General Assembly, to represent the said County in this House, whereupon the said Mr. Franklin and Mr. Herndon appeared, were qualified and took their seats.

The Sheriff of Surry County certified that Joel Lewis was elected as a member of the General Assembly to represent the said Coun-

ty in this House, whereupon the said Mr. Lewis appeared, was qualified and took his seat.

Mr. Lytle moved for leave and presented a Bill for the inspection of Tobacco in the Town of Hillsborough, which was read for information.

Ordered that this Bill be read for the first reading To-morrow.

Mr. Butler moved for leave and presented a Bill for levying a Tax for the payment of Interest of the Certificates granted to Officers and Soldiers of the Continental line of this State, pursuant to an act passed in 1783, intitled "an act to amend an act entitled an act for the relief of the officers and Soldiers of the Continental line and for other purposes," which was read for information.

Ordered that this Bill be read on Thursday next for the first reading.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Resolutions of your House regulating the mode in future to be observed in reading and Engrossing Bills we do not concur with, but propose that those on the head herewith be adopted in lieu of them.

At the same time received the resolutions referred to in the above Message, which being read, it was ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have received the resolutions which you propose to adopt with respect to the order to be observed by each House of the General Assembly in reading Bills, in preference to those entered into by this House, with which we do not concur, but wish the Senate to reconsider those sent for their concurrence.

The House adjourned till To-morrow morning 10 o'clock.

WEDNESDAY, 27 October, 1784.

The House met according to adjournment.

Resolved, That Mr. Franklin, Mr. Herndon, Mr. Sharpe, Mr. Lewis, Mr. Lytle, Mr. Person, Mr. Montfort, Mr. Macon, Mr. Payne, Mr. Stone, Mr. Bryan, Mr. I. G. Blount, Mr. Bloodworth and Mr. Dodd be a Committee of Privileges and Elections.

Mr. John Macon, who had leave of absence until Thursday, appeared and took his seat.

Read the Petition of Sundry of the Inhabitants of Richmond County complaining of the misconduct of Charles Robinson, a member for that County, and also a number of depositions supporting those complaints; whereupon resolved, that those papers be referred to the Committee of Privileges and Elections and that they make a special report on them.

Resolved, That Mr. Charles Robertson have leave to absent himself from the service of this House.

Mr. Thornton Yancey, one of the members for Granville County, appeared, was qualified and took his seat.

Mr. Kendall presented a Petition from sundry Inhabitants of Montgomery County, respecting the lands of H. E. McCullock, which being read was referred to a joint Committee; the members chosen by this House are Mr. Blount, Mr. Person and Mr. Macon. Ordered that the said Petition be sent to the Senate.

Mr. Butler presented a Petition from James Underwood and Job Ward praying to be relieved from the forfeiture of a Recogniance for the appearance of Daniel Campbell, which being read, Mr. Butler moved for leave and presented a Bill agreeable to the prayer of the said Petition, which was read for information. Ordered that this Bill be read on Friday next for the first reading in this House.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have appointed Mr. Martin, Mr. Ashe, Mr. Hall, Mr. Mebane and Mr. Macon, to act jointly with such Gentlemen as you may appoint as a Committee of Propositions and Grievances.

Mr. Macon presented the Petition of Isles Simmons, of the County of Currituck, which being read was referred to the Committee of Popositions and Grievances.

Ordered that the said Petition be sent to the Senate.

Received from His Excellency the Governor the following message:

To the Honourable the General Assembly:

Gentlemen:

I send you herewith the Registry Books of public papers and dis-

patches received and written during my administration, together with the proceedings of the Council of State.

ALEX. MARTIN.

At the same time received the Registry Books and Proceedings of the Council referred to in the above message:

The order of the day for reading for the first reading "a Bill directing the sale of confiscated property," being called for and read; Resolved, That the said Bill be committed to a Committee and that for this purpose Mr. Butler, Mr. Nash, Mr. Maclaine, Mr. I. G. Blount, Mr. Sharpe and Mr. Bryan be a Committee.

The Bill to authorize and impower John Harrell, Esquire, formerly Sheriff of Hertford County, to collect the arrears of taxes due him from the Inhabitants of said County, and that part of Gates County that formerly was Hertford, for the year 1774, was read the first time, passed and sent to the Senate.

Received from the Senate the Petition of General Allen Jones. Endorsed, referred to the Committee to whom was referred the settlement of the accounts of Drury Gee, late Sheriff of Northampton County, which being read, was referred by this House to the said Committee and returned.

Received also a Resolve allowing Sarah Weeks, of Onslow County, Twelve pounds, which being read, was concurred with & returned.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

Agreeable to your message relative to the rules to be observed on the passage of Bills, this House have reconsidered their resolutions on that head, and find no cause to make any alteration therein, as they do not think proper to deprive themselves of the right of altering and amending any Bill, at any time before it is finally passed, and as to the alteration respecting private Bills, we are of opinion a discrimination between public and private Bills would be difficult and that the delay occasioned thereby would be more expensive than the payment of engrossing.

Received also the resolutions of the Senate referred to in the above message, which being read were referred to and returned.

The Bill for the Inspection of Tobacco in the Town of Hillsborough was read the first time, passed and sent to the Senate.

Received from the Senate the Bill to prevent unjust appeals and to declare that the lands of deceased persons are liable to be sold in discharge of judgments against them their executors or administrators, and also to impower the County Courts in this State to provide for the safe keeping of the Estates of Idiots and Lunatics. Endorsed, read the first time and passed.

Ordered that this Bill be read for information, the same being accordingly read, was ordered to lie on the Table until to-morrow and then read for the first reading.

The House adjourned till 4 o'clock P. M.

Met according to adjournment.

Received from the Senate a Bill for the Inspection of Tobacco in the Town of Hillsborough. Endorsed, read the first time and passed. Ordered that this Bill be read the second time in this House to-morrow.

Received also the following message:

Mr. Speaker and Gentlemen:

The Senate appoint Mr. Coor, Mr. Macon, Mr. Long, Mr. Boritz and Mr. Armstrong a Committee, who will act jointly with such of your body as you may appoint, to consider of the address from His Excellency the Governor, and the public dispatches accompanying it, and to report what measures it may be necessary to adopt in consequence of the Intelligence and subject matter they contain.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have appointed Mr. Maclaine, Mr. Bryan, Mr. Sharpe, Mr. Bloodworth, Mr. Hay, Mr. Nash, Mr. Montfort and Mr. Butler, to act with the Gentlemen by you appointed to consider of the address from His Excellency the Governor, and the public dispatches accompanying it.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

Mr. McCawley, Mr. Ben Williams and Mr. Owen will act with the Gentlemen by you appointed a Committee of Propositions and Grievances.

Received also a Petition from sundry inhabitants of Warren, and

the Petition of Hardy Willis. Respectively endorsed, read and referred to the Committee of Propositions and Grievances, which Petitions being read, were referred as by the Senate and returned.

Received also the Petition of John Brown. Endorsed, read and referred to the Committee appointed to consider of the Governor's address, &c., which being read was referred as by the Senate, and returned.

Received also the Petition of Sundry Inhabitants of Montgomery County, &c., and the Petition of Isles Simmons. Respectively endorsed, read and referred as by the Commons.

Mr. Sharpe presented a Petition from sundry of the Inhabitants of Salisbury District, which being read was referred by this House to the Committee appointed to consider of the Governor's Message, &c., and sent to the Senate.

The Sheriff of Mecklenburg County certified that Caleb Phifer and David Wilson were duly elected as members of the General Assembly to represent the said County in this House, whereupon the said Mr. Phifer & Mr. Wilson appeared, were qualified and took their seats.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have added Mr. Blount and Mr. Ashe to the Committee appointed to consider of the Governor's address and dispatches accompanying the same.

Resolved, That a message be sent to the Senate proposing to ballot on Saturday next for a Governor for the ensuing year, a Council of State and Treasurers, whereupon, Mr. Macon nominated for Governor, the Honbl. Richard Caswell, Esq., and Mr. W. Bryan, the Honbl. Abner Nash, Esq.

Mr. Speaker and Gentlemen:

We propose balloting at ten o'clock in the morning of Saturday next for a Governor of this State for the ensuing year, and at four o'clock in the evening of the same day, for a Council of State, and for Treasurers of the several Districts. We put in nomination for Governor, the Honbl. Richard Caswell and Abner Nash, Esquires.

The House adjourned till To-morrow morning 9 o'clock.

THURSDAY, 28 October, 1784.

The House met according to adjournment.

Mr. Butler presented a number of depositions at the request of Charles Robertson, in support of the character of him, the said Robertson, against the facts set forth in the Petition exhibited by sundry of the Inhabitants of Richmond County, which were read and referred to the Committee of Privileges and Elections.

The House adjourned till To-morrow morning 9 o'clock.

FRIDAY, 29 October, 1784.

The House met according to adjournment.

On motion, Resolved, That Mr. Eborn, Mr. Mayo, Mr. Alford, and Mr. James Paine have leave to absent themselves from the service of this House until Monday next.

Resolved, That Alexander Mebane be allowed the sum of forty six pounds sixteen shillings, for services performed as a member of the Board of Auditors for the District of Hillsborough. Britain Sanders Sixteen pounds nineteen shillings, Josiah Watts Seven pounds four shillings and William Rountree nineteen pounds four shillings for services performed as clerks of the said Board. That the Treasurers, or either of them, pay them the said sums respectively, for which the Treasurer paying the same shall be allowed.

Mr. Alderson moved for leave and presented a Bill for levying a tax in the County of Beaufort for the purpose of repairing the public buildings thereof, and appointing Commissioners to contract and agree with workmen for that purpose, which was read for information.

Ordered that this Bill be read on Wednesday next for the first reading.

Mr. Singleton presented the Memorial of the inhabitants of the town of New Bern, setting forth and complaining of the unequal tax on Town property, &c., which being read, Mr. Sharpe moved for leave and presented a Bill agreeable to the prayer of the said Petition, which was read for information.

Ordered that this Bill be read on Monday next for the first reading.

Resolved, That Mr. Person be added to the Committee to whom was referred his Excellency the Governor's address, and the State papers.

Received from the Senate a Bill to amend an Act intitled "an Act for laying a Tax on the County of Northampton, for repairing the public buildings thereof, and to appoint and impower Commissioners for that purpose," which was read for information and ordered to be read for the first reading on Monday.

Sundry Petitions from the Inhabitants of Salisbury District were presented and read. Ordered that the same be referred to the Committee to consider of the public dispatches, and sent to the Senate.

Received from the Senate the Memorial and Petition of John Penn. Endorsed, read and referred to the Committee appointed to consider and report of the Accts. of Drury Gee, which being read was referred as by the Senate and returned.

Received also, the Deposition and Bills of exchange of John Geddy. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read, was referred as by the Senate and returned.

Received also the Petition of the Inhabitants of Salisbury District and of the Grand Jury. Endorsed, read and referred as by the Commons.

Received also, a warrant drawn by His Excellency the Governor, on any County Commissioner within the District of Edenton, in favour of Messrs. Baker and Blow for the sum of Forty pounds four shillings and ten pence, and a resolve in consequence thereof, directing the Treasurer of the said District to discharge the said Warrant, which being read was concurred with and returned.

Mr. W. Moore presented a recommendation of the Court of Caswell County in favour of John Swayne, which being read, was referred to the Committee of Propositions and Grievances and sent to the Senate.

Mr. Sharpe presented the Petition of Willoughby White, John Tatom, Isaiah Parr and Samuel Ferebee, praying, &c., which being read, Mr. Sharpe moved for leave and presented a Bill to supply the loss of a patent for a certain tract of land lying in Currituck County granted to Richard Cummingforth, which was read for information.

Ordered that this Bill be read on Monday next for the first reading.

Mr. Sharpe presented sundry Petitions from Wayne County praying to have an act passed for establishing a Town at the Court

House of said County, which being read, Mr. Sharpe moved for leave and presented a Bill agreeable to the prayer of the said Petitions which was read for information. Ordered that this Bill be read on Tuesday next for the first reading.

Received from the Senate a Bill to impower former Sheriffs to collect the arrears of public Taxes due from the Inhabitants of their respective Counties, and to oblige them to account for and pay the same. Endorsed, read the first time and passed. Ordered that this Bill be read for information, which was accordingly read, and ordered to be read for the first reading on Wednesday next.

On motion resolved, That Mr. Oliver have leave to absent himself from the service of this House.

Mr. Butler presented the recommendation of the Court of Wayne County, for allowing Mary Powell fifteen pounds, also a recommendation of the said Court for allowing Nancy Langston fifteen pounds, which being read, were countersigned by the Speaker and sent to the Senate.

Mr. Sharpe presented the Inquisition of the Coroner of Wayne County, taken on the view of the body of Joseph Sanford, which being read was referred to the Committee of Propositions and Grievances and sent to the Senate.

Mr. Person presented the account of Thornton Yancey against the State, which being read, was referred to the Committee of Propositions and Grievances and sent to the Senate.

The House resumed the consideration of the resolve of the Senate on the Petition of Morgan Murray, whereupon, Resolved, that the following Message be sent to the Senate, vizt.:

Mr. Speaker and Gentlemen:

This House do not concur with the resolve of the Senate in favour of Morgan Murray but propose that his Petition, with all others in similar circumstances, that is of soldiers disabled in the Continental line of this State, be referred to a joint and Special Committee; for this purpose we have on our part appointed, Mr. Nash, Mr. Maclaine and Mr. Lytle.

Resolved, That the Comptroller General be directed to lay before the Committee appointed to consider of the Governor's address and the public dispatches attending the same, an abstract of the accts. of this State against the continent.

Received from the Senate the recommendation of the Court of Caswell County in favour of John Swayne. Endorsed, read and referred as by the Commons.

The House adjourned till Monday morning 10 o'clock.

MONDAY, 1 November, 1784.

The House met according to adjournment.

Mr. Macon moved for leave and presented a Bill for impowering the County Court of Warren to levy a further tax on the Inhabitants of said County for defraying the expences of building the Court House, prison and stocks, which was read for information.

Mr. Blount presented a Petition from part of the Inhabitants of Beaufort County praying to have the Court House thereof removed, &c., which being read, was ordered to be referred to a joint Committee and Mr. Macon, Mr. Blount, Mr. Stone and Mr. Jordan appointed on the part of this House for that purpose.

Ordered that the said Petition be sent to the Senate.

Mr. Sharpe presented the Memorial of the Trustees of Liberty Hall Academy, which being read, Mr. Sharpe moved for leave and presented a Bill for the encouragement of learning in the District of Salisbury, which was read for information, and ordered to lie on the table until To-morrow and then read for the first reading.

Mr. Sharpe moved for leave and presented "an additional Bill to an Act directing the method of electing members of the General Assembly and other purposes," which was read for information, and ordered to lie on the table until Friday next, and then read for the first reading.

Mr. Payne, from the Committee of Privileges and Elections to whom was referred the Petitions of sundry Inhabitants of Richmond County, with the depositions for and against Mr. Charles Robertson, a sitting member of the House of Commons, Reported as follows:

That on Wednesday last, when the Petition and Depositions aforesaid against Charles Robertson were laid before and read in the House of Commons, the said Charles, then a sitting member, observed to the House that he was surprised at the depositions then read, that in case he had been acquainted with their contents before he left home he would have prepared to prove that the principal part of the al-

legations set forth in them were false, or without any just foundation, and requested until Monday next in order to make his defence; and further, that on the next morning the said Charles Robertson procured to be laid before the House and were read twenty-nine certificates and depositions, all of a negative kind, attempting to prove that the said Charles was not unfriendly to the Independence of the United States during the late War, and sundry of them evidently composed and calculated to destroy the truth and validity of those exhibited against him, whereby it appears to your Committee that the said Charles Robertson was guilty of evasion and falsehood on the said Wednesday last in the House of Commons.

Your Committe further report, that the depositions on both sides being taken *ex parte,* they will proceed to observe that from the oral testimony of Mr. Henry Lightfoot in favour of the said Charles Robertson and the evidence of Mr. John Dejarnett, a member of this House, and some member of the Committee against him, it appears to your Committee, that during the late War with the King of Great Britain the said Charles Robertson was attached and had communication with the British Troops near the great Pee Dee, in the year 1780. That not a single instance has been adduced of his having directly or indirectly espoused the American cause. That his conduct during the war has uniformly been so inimical, mean and servile, that your Committee are of opinion the said Charles Robertson is altogether unworthy of a seat in the said House of Commons, and ought to be, without delay, expelled from the same.

MICHAEL PAYNE, Chm.

The House taking the said report into consideration concurred therewith.

Mr. Moore presented the Petition of Elijah Moore, which being read, was referred to the Committee of Privileges and Elections, and sent to the Senate.

Mr. D. Hall presented the proceedings of a called Court for the Trial of a Negro, the property of Ben Hicks, which being read was referred to a joint Committee; the members chosen by this House are Mr. Macon, Mr. Montfort and Mr. Starkey.

Mr. Butler presented a Petition from sundry of the inhabitants of Wayne County, which being read, was referred, together with the Petition before exhibited on the same subject, to a joint Committee;

members chosen on the part of this House are Mr. Bonds, Mr. Person, Mr. Wilson, Mr. Dodd, Mr. Caswell and Mr. Dolvin.

Ordered that the said Petition be sent to the Senate.

Mr. Payne presented a Petition from sundry of the Inhabitants of Pasquotank and Perquimans Counties, which being read, was referred to a joint Committee; the members chosen on the part of this House are Mr. Jos. Riddick, Mr. Payne, Mr. Clem Hall and Mr. Robert Riddick.

Ordered that the said Petition be sent to the Senate.

Mr. Riddick presented the proceedings of a called Court for the trial of a negro slave, the property of Thomas Garrett, which being read was referred to the Committee to whom was referred the claim of Mr. Hicks.

Ordered that the said Proceedings be sent to the Senate.

Received from his Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I present you herewith a letter from Col. James Robertson, containing some important intelligence of Indian transactions, enclosing talks from the King and some Chiefs of the Chickasaw Nation, sent and delivered to the people on Cumberland with a large string of beads. A rich belt of Wampum accompanies the above, addressed to me from one of the said Chiefs, expressive of his friendship for the Americans, and the people of this State in particular. As this generous and friendly character hath signified his affection by the highest mark of respect usual among Indians, I request that the Honbl. the Legislature will enable me to make him a return suitable to his rank, by which I may impress him with sentiments of equal friendship.

This mutual exchange of favours may tend to cultivate harmony and good will between this people and us, an object greatly to be attended to at this crisis of Indian affairs in general.

You have also with this Letters from Col. Sevier and the Indian agent on the above subjects.

ALEX. MARTIN.

therein referred to, be referred to the Committee to whom his address and the State papers were referred.

Ordered that the said Message, &c., be sent to the Senate.

Mr. Herndon presented the representation of Wilkes Court, in favour of sundry persons in the said County, which being read were referred to the Committee to whom his Excellency the Governor's address, and the State papers were referred.

Mr. Butler presented the Petition of William Courtney of Hillsborough, which being read, Mr. Butler moved for leave and presented a Bill to vest the title of a certain lot therein mentioned in William Courtney, Esquire, his Heirs and assigns, which was read for information.

Ordered that this Bill be read on Wednesday next for the first reading.

Mr. Thomas Sherrod, one of the members for Franklin County, appeared, was qualified and took his seat.

Mr. Leak presented a Petition from a number of the Inhabitants of Guilford County, praying a division thereof, which being read, Mr. Leak moved for leave and presented a Bill agreeable to the prayer of the said Petition, which was read for information. Ordered that this Bill be read for the first reading on Wednesday next.

A Bill for levying a tax for the payment of the interest of the certificates granted to officers and Soldiers of the Continental Line of this State, pursuant to an act passed in 1783, intitled "an act to amend an act intitled an act for the relief of officers and Soldiers of the Continental line and for other purposes," was read the first time, pased and sent to the Senate.

Mr. Butler presented a Petition from a number of the Inhabitants of Pasquotank County, praying to have the Court House thereof established at Windfield, &c., which being read, Mr. Butler moved for leave and presented a Bill to establish a town on the lands of Thomas Relf, in Pasquotank County, on the South West side of Pasquotank River,and for repealing an act passed at the last General Assembly, intitled "an act to alter the place of holding the County Court of Pasquotank County from Windfield to the town of Nixonton, in the said County, and to erect a new Court House, prison and stocks in the said County," which was read for information.

Ordered that this Bill be read for the first reading on Wednesday next.

Mr. Macon moved for leave and presented a Bill to repeal an act of the last General Assembly intitled "an act, ceding to the Congress of the United States certain Western Lands therein described, and authorizing the delegates from this State in Congress to execute a deed or deeds for the same," which was read for information, and ordered to lie on the table for consideration.

Received from the Senate a Bill for appointing a Treasurer and directing his duty in office. Endorsed, read the first time and passed, which was read for information, and referred to the Committee to whom was referred the Governor's address and State papers.

The House adjourned till to-morrow morning 10 o'clock.

THURSDAY, 2 November, 1784.

The House met according to adjournment.

Received from his Excellency the message of his Excellency the Governor, of yesterday and the Petitions from Salisbury District. Endorsed, referred as by the Commons.

Received also the Petition of Elijah Moore, the Acct. of Thornton Yancey, and the Inquisition of the Coroner of Warren County. Endorsed, referred as by the Commons.

Received also the proceedings of a called Court for the trial of a negro, the property of Benjamin Hicks. Endorsed, referred to Mr. Owen and Mr. McCawley.

Received also the proceeding of a called court for the trial of a negro, the property of Thomas Garrett. Endorsed, referred as by the Commons, &c.

Received likewise, the Petition of part of the Inhabitants of Beaufort County. Endorsed, referred to Mr. Abram Jones and Mr. Lenoir. The Petition of the Inhabitants of Perquimans. Endorsed, referred to Mr. Relf, Mr. Phillips and Mr. Baker. The Petition of the Inhabitants of Wayne County. Endorsed, referred to Mr. Coor, Mr. Long, Mr. McCawley and Mr. Lightfoot.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent that the Petition of Morgan Murray, together with the Petitions of others similarly circumstanced, vizt:. wounded

in the Continental line of this State, be referred to a special Committee and appoint Mr. Harget, General Jones and Mr. Skinner for that purpose.

Resolved, That a joint Committee be appointed to examine and report their opinion of the civil list. That Mr. Sharpe, Mr. Bloodworth, Mr. Macon and Mr. Nash be a Committee on the part of this House for that purpose.

Ordered that the following mesage be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose that a joint Committee be appointed to examine and report their opinion of the civil list, and have for that purpose on our part appointed Mr. Sharpe, Mr. Bloodworth, Mr. Macon and Mr. Nash.

Received from the Senate the Acct. of Samuel Searcy. Endorsed, referred to the Committee of Propositions and Grievances, which being read, was referred as by the Senate and returned.

Mr. Sharp presented the recommendation of Rowan Court for allowing Joseph Wasson Twenty-five pounds for one year, which being read was agreed to, countersigned by the Speaker and sent to the Senate.

Received from the Senate a resolve allowing Hopkins Wilder Seven pounds for two steers converted to the public use, which being read, was rejected, whereupon,

Resolved, That the claim contained in the Petition of Hopkins Wilder for two steers, taken from him by Major Molten and Captain Coleman, be referred to the Auditors of the District wherein the said Wilder lives, who shall receive the said Petition and other papers that he may be able to produce them on that subject as sufficient vouchers, and that they grant him a certificate accordingly.

The Bill to prevent unjust appeals and to impower the County Courts in this State to provide for the safe keeping of the Estates of Idiots and Lunatics, was read the first time, amended, passed and sent to the Senate.

Received from the Senate a Bill for clearing and opening the navigation of Tar River and Fishing Creek in the Counties of Pitt, Edgecombe and Halifax, and the Bill making the real estate of deceased Debtors subject to the payment of Debts where the person-

alty is insufficient. Endorsed, read the first time and passed; which were read for information.

A Bill for clearing and opening the navigation of Tar River and Fishing Creek in the Counties of Pitt, Edgecombe and Halifax was read the first time, passed and sent to the Senate.

Ordered that the Bill making the real Estate of deceased Debtors subject to the payment of debts where the personal is insufficient, be committed to the Committee to whom was referred his Excellency the Governor's address.

Received from the Senate a Bill for levying a Tax for the payment of the Interest of the Certificates granted to officers and Soldiers of the Continental line of this State, pursuant to an act passed in 1783, entitled "an act for the relief of the Officers and Soldiers of the Continental line and for other purposes." Endorsed, read the first time and passed.

Ordered that this Bill be read the second time on Thursday next.

The Sheriff of Fayette County certified that William Rand and Alexander McAllister were duly elected as members of the General Assembly to represent the said County in this House, whereupon Mr. Rand appeared, was qualified and took his seat.

Mr. Maclaine presented the Petition of Richard Cogdell, which was read and referred to the Committee of Propositions and Grievances and sent to the Senate.

Mr. Butler informed the House that it was to be doubted whether or not Mr. Rand was constitutionally qualified to hold a seat in this House on a suggestion that he is Clerk of a County Court. Ordered that the Committee of Privileges and Election report on the Legality of Mr. Rand's holding a seat in this House.

Mr. Stewart presented a Petition from a number of the people of Chatham County, praying, &c.

Mr. Butler presented a Petition from a number of the people of Orange County, praying, &c.

Whereupon Mr. Butler moved for leave and presented a Bill to render incapable all such persons that now are, or hereafter may be of, or belonging to, the Society of the Cincinnati of having a seat in either House of the General Assembly of this State.

Ordered that the said Bills and Petition lie on the Table.

Received from the Senate the following Bills, vizt.:

A Bill for levying a tax for the support of Government, and for the redemption of Continental money, old paper currency, specie and other certificates.

A Bill for impowering the Commissioners of public buildings in Bladen County to sell the public Lots reserved for said buildings, to purchase others and build the court house on the Street if more eligible in their opinion.

A Bill for raising a public revenue for the support of Government. Endorsed, read the first time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

Mr. Allen Jones and Mr. Taylor will, on the part of this House, act with the Gentlemen by you appointed to report on the civil list.

Received also a resolve allowing William Skinner, Esquire, Twenty-seven pounds four shillings, which being read was concurred with and returned.

Received from the Senate a state of the acct. of the public tax in the District of Edenton for the year 1783.

On motion, Resolved, that Mr. Seth Riddick have leave to absent himself from the service of this House.

The House adjourned till to-morrow morning 10 o'clock.

WEDNESDAY, 3 November, 1784.

The House met according to adjournment.

Mr. Payne, from the Committee to whom was referred the Petition from the Inhabitants of Pasquotank and Perquimans Counties, Reported as follows, vizt.:

That after mature consideration of the Petition of the above mentioned inhabitants and a strict inquiry had of the facts therein set forth, your Committee are of opinion that a Bill be brought in to grant the prayer of the said Petition; all which is submitted.

MICHAEL PAYNE, Ch.

The House taking the said report into consideration concurred therewith. Whereupon, Mr. Payne moved for leave and presented a Bill to establish a road from Lemuel Forehand's or Caleb Cooper's in Pasquotank County to Widow White's in Perquimons County and granting a toll on the same, which was read for information,

and then for the first reading in this House, was passed and sent to the Senate.

On reading the Petition of Samuel Holladay, Resolved, That the Secretary of this State be directed to register in his office a certain patent granted by his late Excellency Governor Johnston, to a certain Jacob Crosby bearing date the 22nd day of November, one thousand seven hundred and eighty-three, for two hundred acres of land, which is now in the possession of Samuel Holladay.

Ordered that the above resolve be sent to the Senate for concurrence.

Mr. Person presented the Petition of Henry Guthrie, which being read, was ordered to be referred to the Committee appointed to consider and report on the accounts of Drury Gee, and sent to the Senate.

The Bill for impowering the County Court of Warren to levy a further tax on the Inhabitants of said County for defraying the expence of building a Court House, prison and stocks, was read the first time, passed and sent to the Senate.

The Sheriff of Northampton County certified that James Vaughan and William R. Davie were duly elected as members of the General Assembly to represent the said County in this House, whereupon Mr. Davie appeared, was qualified and took his seat.

Mr. Wilson presented a Petition from sundry of the Inhabitants of Mecklenburg County, praying to have an act of the General Assembly passed for removing the public buildings thereof, which being read, Mr. Wilson moved for leave and presented a Bill for removing the public buildings of Mecklenburg County from Charlotte to the Centre of the said County, and for appointing Commissioners to find said centre and to superintend the erecting a Court House, prison and stocks as near said centre as convenience will permit, and altering the mode of annual Elections in said County, which was read for information.

Ordered that this Bill be read on Saturday next for the first reading in this House.

Mr. Butler from the Committee to whom were referred the Address from his Excellency the Governor, and the public dispatches accompanying it, and to report what measures it may be necessary

to adopt in consequence of the intelligence and subject matter they contain, Reported as follows:

That they have made a progress in the business committed to their consideration, and among other things not yet completed have prepared an answer to the Governor's address.

A Bill to make our laws consistent with the Resolutions of Congress in settling public accounts.

A Bill for suspending the Cession Act.

A Bill to declare void and repeal such of the Laws of this State as from their tenor appear inconsistent with the Treaty of Peace.

All which they submit to the General Assembly and ask leave to sit again to finish the business committed to them.

JOHN BUTLER, Ch.

The House taking the said report into consideration concurred therewith.

The Answer to his Excellency the Governor, was agreed to as follows, vizt.:

To His Excellency Alexander Martin, Esquire, Governor, &c., &c.

Sir:

The General Assembly have received with great satisfaction your Excellency's address at the opening of the present session of the General Assembly, and they beg leave to assure your Excellency, that the interesting communications you have been pleased to make to them will meet with all due and proper attention. They also thank you, Sir, for the regard you manifest for the interest of the State in recommending to their consideration many subjects of the greatest national concern.

His most Christian Majesty having opened and established L'-Orient and Bayonne free ports for the reception of Ships and Merchandize of all Nations, but more particularly calculated for the encouragement of the American Commerce, cannot fail to be highly pleasing to the General Assembly as it affords fresh proofs of the Magnanimity and Wisdom of that Great Monarch and in a particular manner manifests a continuation of his affectionate concern for the Interests of the United States.

We cannot close this address to your Excellency without assuring you that in taking a review of your administration which has now

continued nearly as long as the constitution will allow of, we find every reason to be satisfied that you have constantly employed your best endeavors for the general good and welfare of the people over whom you have presided, and we hope when you retire from your present exalted station you will still continue to deserve the praise of your Country and to exercise your talents for the further improvement of our free and happy Government.

A Bill to suspend an Act of the last General Assembly Intitled "an Act ceding to the Congress of the United States certain Western Lands therein described, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same," was read the first time and passed.

A Bill to declare void and repeal such of the laws of this State as from their tenor appear inconsistent with the Treaty of Peace between the United States and His Brittanic Majesty, and to relieve such of the Citizens of this State as might otherwise be injured by such declaration and repeal, was read the first time and passed.

A Bill to adopt and recognize a resolve of Congress of the 20th February, 1782, respecting a Commission to be appointed for the settlement of the accounts of the United States with this State among others, was read the first time and passed.

Ordered that the report of the Committee on His Excellency's the Governor's address, together with the answer of his Excellency the Governor, and the three before mentioned Bills, be sent to the Senate by Mr. Payne and Mr. Bloodworth, and that they attend with the members to be appointed by the Senate, and present his Excellency with the said answer.

Received from the Senate the Petition of Matthew McClure. Endorsed, referred to the Committee of Propositions and Grievances, which being read, was referred by the Senate and returned.

Mr. Butler presented the Petition of the Executors of Robert Hogg. Decd., which being read, was referred to the Committee appointed to consider of the Petition of the Inhabitants of Beaufort and sent to the Senate.

Received from the Senate the Petition of Richard Cogdell. Endorsed, read and referred as by the Commons.

Received from the Senate a Bill for clearing and opening the navigation of Tar River and Fishing Creek in the Counties of Pitt,

Edgecombe and Halifax. Endorsed, read the second time and passed.

Ordered that this Bill be read the second time in this House Tomorrow.

Received from the Senate a Bill to amend an act intitled "an Act for establishing a town in Jones County," also one other Act intitled "an Act for dividing Craven County into distinct Counties and for other purposes therein mentioned." Endorsed, read the first time and passed; which Bill was read for information and then the first reading in this House, was passed and sent to the Senate.

Received from the Senate a Bill for allowing Salaries to the succeeding officers of State, and repealing so much of an act intitled "an act for allowing Salaries to the Governor, Secretary and other officers of State, and other purposes as comes within the purview of this act." Endorsed, read the first time and passed, which was read for information of this House & then for the first reading, was passed and sent to the Senate.

Received from the Senate the resolve of this House directing the Secretary to record a Patent granted by his late Excellency Governor Johnston, to Jacob Crosby, concurred with by this House.

Received from the Senate the Petition of Henry Guthery. Endorsed, read and referred as by the Commons.

Recd. also the acct. of Thomas Morris. Endorsed, read and referred to the Committee of Propositions and Grievances; which being read was referred as by the Senate and returned.

Recd. also a Bill for impowering the County Court of Warren to levy a further tax on the inhabitants of said County for defraying the expences of building a Court House, prison and stocks, and

A Bill to establish a road from Lemuel Forehand's or Caleb Cooper's in Pasquotank County, to the Widow White's in Perquimans County, and granting a toll on the same. Endorsed, read the first time and passed.

Recd. also a Bill to prevent unjust appeals and to impower the County Courts in this State to provide for the safekeeping of the Estates of Idiots and Lunatics. Endorsed, read the second time, amended and passed.

Resolved, That Mr. Davie be added to the Committee to whom was referred His Excellency the Governor's Address, &c.

Mr. Moore from the Committee to whom was referred the Petition

from Wayne County, and Mr. Bloodworth to the Committee to whom was referred the Petition from Beaufort.

Mr. Person moved for leave and presented a Bill to enlarge the jurisdiction of the Justices of the Peace within the several Counties in this State, which was read for information, & then for the first reading in this House, was passed and sent to the Senate.

Mr. Mebane moved for leave to withdraw for amendment the Bill for the Inspection of Tobacco in the town of Hillsborough. Ordered that he have leave accordingly.

On motion, resolved, That Mr. Cain have leave to absent himself from the service of this House during the session.

The Sheriff of Lincoln County certified that John Sloan and Daniel McKissick were duly elected as members of the General Assembly to represent the said County in this House, whereupon the said Mr. Sloan and Mr. McKissick appeared, were qualified and took their seats.

A Bill to relieve James Underwood and Job Ward from the forfeiture of a recognizance entered into for the appearance of a certain Daniel Campbell before the Superior Court of Hillsborough District, and from a judgment given upon the said forfeiture, was read the first time, passed and sent to the Senate.

A Bill for the Inspection of Tobacco in the town of Hillsborough was delivered in by Mr. Mebane, read the second time, amended, passed and sent to the Senate.

A Bill to amend an act intitled "an Act for levying a Tax on the County of Northampton for repairing the public Buildings thereof, and to appoint and impower Commissioners for that purpose," was read the first time, passed and sent to the Senate.

A Bill to supply the loss of a Patent for a certain Tract of Land lying in Currituck County granted to Richard Cummingforth, was read the first time, passed and sent to the Senate.

Received from the Senate the report of the Committee to whom was referred the address from His Excellency the Governor. Endorsed, read and concurred with. Recd. also the Memorial of the Executors of Robert Hogg, Decd. Endorsed, read and referred as by the House of Commons; and the accts. of Josias Black. Endorsed, read and referred to the Committee of Propositions and

Grievances; which being read, was referred as by the Senate and returned.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

The Senate add Mr. John Williams, and Mr. Harget to the Committee of Propositions and Grievances.

Received from the Senate a Bill to adopt and recognize a resolve of Congress of the 20th of February, 1782, respecting a Commissioner to be appointed for the settlement of the Accounts of the United States with this State among others; and,

A Bill declaring the Currency Certificates issued by the State Auditors, and the certificates issued by the Comptroller General previous to the seventeenth day of May, 1783, and all other certificates granted under the sanction of any law of this State, reduced by the scale of depreciation, at the times they were granted, of the same value with specie certificates and to carry the same interest and to be received in the same payments. Endorsed, read the first time and passed.

Ordered that these Bills be read to-morrow, the former for the second and the latter for the first reading in this House.

The House adjourned till to-morrow morning 10 o'clock.

THURSDAY, 4 November, 1784.

The House met according to adjournment.

Mr. Butler, from the Committee to whom was referred the Address from his Excellency the Governor, &c., delivered in a Bill for the more regular collecting payment of and accounting for the public Taxes, which was read for information, and then for the first reading, was passed and sent to the Senate.

Received from his Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I lay before you a letter from his Excellency Benjamin Franklin, Esquire, Minister Plenipotentiary of the United States at the Court of Versailles, recommending to my protection and Councils Patrick Cleary, who claims in behalf of himself and other persons

in the Kingdom of Ireland, the estate of his brother Timothy Cleary, late of North Carolina, deceased, part of which estate hath been sold as it is suggested, by the Commissioners of Confiscated Property, whether properly or otherwise, your Honourable body will please to determine; as the legislature are the only power at present that can give the claimant's relief, I submit to your wisdom their case, in which humanity and public justice seem to be greatly concerned.

ALEX. MARTIN.

At the same time received the Letter referred to in the above message which being read, was together with the message from his Excellency the Governor, and the other papers accompanying it, referred to a joint Committee, the members appointed on the part of this House for that purpose are Mr. Davie, Mr. Maclaine, Mr. Brickell, Mr. Hay, Mr. Sharpe, Mr. Person, Mr. Bryan and Mr. Moore.

Ordered that the message, &c., be sent to the Senate.

Mr. Davie presented the Memorial of the Judges of the Superior Courts of Law and Equity, which being read, was referred to the Committee appointed to consider & report on the Accts. of Drury Gee, and sent to the Senate.

Mr. Bryan moved for leave and presented a Bill to amend an act intitled "an act for levying a tax on every hundred pounds value taxable property in the District of New Bern for repairing the gaol of the District," which was read for information, and then for the first reading, was passed and sent to the Senate.

Received from the Senate a Bill to relieve James Underwood and Job Ward from the forfeiture of a recognizance entered into for the appearance of a certain Daniel Campbell before the Superior Court of Hillsborough District and from a judgment given upon the said forfeiture; and

A Bill substantiating the Entries of Lands that may be first made in the Entry Taker's offices of Hyde and Tyrrell the location of which cannot be ascertained by reason of the Great Dismal lying in and between said Counties, thro' which the dividing lines of said Counties is not extended. Endorsed, read the first time and passed.

Ordered that these Bills be read the second time in this House Tomorrow.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot on Tuesday next at four o'clock in the afternoon for a Governor of this State for the ensuing year,and put in nomination the Honourable Richard Caswell and Abner Nash, Esquires. It is the sense of this House that the place where the next Assembly shall be held be balloted for at the same time, for which purpose we nominate the towns of New Bern, Halifax, Hillsborough and Fayetteville.

Should you accede to this proposition Mr. Gallaway and Mr. Skinner, will, on the part of this House, superintend the Balloting.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The Commons agree that the General Assembly ballot on Tuesday next, at the time you mentioned, for a Governor of this State for the ensuing year, and nominate the same Gentlemen as nominated by the Senate.

We agree to ballot at the same time for the place at which the next Assembly shall be held, and nominate in addition to the places nominated by you the Town of Tarborough.

Mr. Payne and Mr. Macon will superintend the balloting on the part of this House.

The Bill to alter and amend an act entitled "an Act to amend an act intitled an act for ascertaining what property in this State shall be deemed taxable property, the method of assessing the same, and colecting the public Taxes," was read the first time, passed and sent to the Senate.

The Sheriff of Greene County certified that Alexander Outlaw was duly elected a member of the General Assembly to represent the said County in this House, whereupon the said Mr. Outlaw appeared, was qualified and took his seat.

Mr. Bryan presented the Petition of Jacob Sikes, which being read, was referred to the Committee of Propositions and Grievances and sent to the Senate.

Mr. Davie presented the acct. of the Honourable Judge Williams for his attendance as a member from this State in Congress. Ordered that the same be referred to the Committee appointed to ex-

amine & report on the accts. of Drury Gee, and sent to the Senate.

Mr. Person presented the Petition of John Taylor, which being read, was referred to the Committee appointed to consider of the Accts. of Drury Gee, and sent to the Senate.

Resolved, That this House will receive no Bill of a private nature after Monday next.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House have resolved to receive no Bill of a private nature after Monday next & wish the Senate to enter into one of a similar nature.

Read the Petition of George Alston, of Granville County, praying, &c., which was referred to the next General Asembly.

Ordered that the said Petition be sent to the Senate:

Mr. Hay moved for leave and presented a Bill to establish the principal streets and squares of Fayetteville as laid down in a plan of the said town by Commissioners appointed by an act at Hillsborough the Eighteenth day of April, in the Seventh year of Independence of this State, intitled "an Act for appointing the several persons therein named to lay out the streets in upper Campbelton in Cumberland County and for the future regulation of the said town, and giving a further time for saving Lotts in the Lower Town, and for altering the name of Campbelton to Fayetteville," which was read for information.

Ordered that this Bill be read To-morrow for the first reading.

Read the Petition of Robert Fields, which was ordered to be sent to the Senate.

Mr. Person, from the joint Committee appointed to enquire into and report on a Petition of a number of the Inhabitants of the County of Wayne, reported as follows, vizt.:

That from a state of facts, the Petition appears to be without foundation and that the late Commissioners appointed by the act of Assembly for fixing on a place for erecting the public buildings in the said County of Wayne have acted agreeable to the aforesaid Act of Assembly. All which is submitted.

THOMAS PERSON, Ch.

The House taking the said report into consideration concurred therewith.

Ordered that the same be sent to the Senate for concurrence.

A Bill for establishing a Town on the Lands of Andrew Bass was read the first time, passed and sent to the Senate.

The Bill for the encouragement of learning in the District of Salisbury was read the first time, passed and sent to the Senate.

Mr. Butler, from the Committee to whom was referred the Message from his Excellency the Governor, and the State papers accompanying the same, &c., delivered in a Bill to ascertain the number of white and black inhabitants and the citizens of every age, sex and condition, in this State, which was read for information.

Ordered that this Bill be read for the first time in this House Tomorrow.

Received from the Senate the following Bills, vizt.:

A Bill for repealing part of an act passed at New Bern in November, 1777, intitled "an Act to ascertain and regulate the fees of the Clerks of the Superior and County Courts, justices of the peace, and attornies in this State, and declaring the method of paying the same,"also part of an act passed at Halifax, in January, 1779, also entitled "an act for ascertaining the fees of the Clerks of the Superior & County Court Clerks, Justices of the Peace, and Attornies of this State."

. . . . .

A Bill to suspend an Act of the last General Assembly intitled "an Act ceding to the Congress of the United States certain Western Lands, therein described, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same."

A Bill to declare void and repeal such of the Laws of this State as from their tenor appear inconsistent with the Treaty of Peace between the United States and his Britannic Majesty, and to relieve such of the Citizens of this State as might otherwise be injured by such declaration and repeal.

A Bill to amend an Act intitled "an Act for levying a Tax on every hundred pounds value of Taxable property in the district of New Bern for repairing the Gaol of the District."

A Bill to supply the loss of a Patent for a certain Tract of land lying in Currituck County granted to Richard Cummingforth.

A Bill to alter and amend an Act entitled "an Act to amend an

act intitled an act for ascertaining what property in this State shall be deemed taxable property, the method of assessing the same & collecting public taxes." Endorsed, read the first time and passed. Ordered that these Bills be read in this House To-morrow.

Recd. also a Bill to amend an act entitled "an Act for laying a Tax on the County of Northampton for repairing the public buildings thereof, and to appoint and impower Commissioners for that purpose."

A Bill for allowing Salaries to the succeeding officers of State, and repealing so much of an act intitled "an Act for allowing Salaries to the Governor, Secretary and other officers of State, & other purposes as comes within the perview of this act."

A Bill to amend an Act intitled "an Act for establishing a Town in Jones County," also one other act intitled "an Act for dividing Craven County into two distinct Counties & for other purposes therein mentioned." Endorsed, read the second time and passed. Ordered that these Bills be read the second time in this House Tomorrow.

Received from the Senate the message from his Excellency the Governor, inclosing sundry papers in support of the Claim of Patrick Cleary, &c. Endorsed, read and referred to Mr. Coor, Mr. Gillispie, Mr. Allen Jones and Mr. Hill.

Received also, the Memorial of the Judges of the Superior Courts of Law and Equity, The Petition of John Taylor, The Petition of Jacob Sikes, the Petition of George Alston and the Acct. of Judge Wiliams. Respectively endorsed, read and referred as by the Commons.

Ordered that the folowing mesage be sent to the Senate.

Mr. Speaker and Gentlemen:

We propose that the Committee appointed to report what measures are to be adopted in aid of the public Taxes shall make up the estimate for the year 1785, particularly specifying the expences of the civil list, incidental and Federal charges, the quantity of Lands and the number of polls in this State. We have added to this Committee Col. Davie.

The Bill to impower former sheriffs to collect the arrears of the public taxes due from the inhabitants of their respective Counties,

and to oblige them to account for and pay the same, was read the first time, amended, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill to amend an Act entitled "an Act for altering the time of holding the annual Elections and annual Assemblies, and directing the manner of electing annual officers for the succeeding year."

A Bill for establishing a Town on the lands of Andrew Bass.

A Bill for the encouragement of learning in the District of Salisbury. Endorsed, read the first time and passed. Ordered that these Bills be read To-morrow for the second reading in this House.

Received from the Senate the report of the Committee on the Petitions from Wayne County. Endorsed, read and concurred with.

Recd. also a message from the Senate, proposing to include public as well as private Bills in the resolution of this House, wherein it was Resolved they would not receive any Bill of a private nature after Monday next; which being read, was ordered to lie on the Table for consideration.

The House adjourned till To-morrow morning 9 o'clock.

FRIDAY, 5 November, 1784.

The House met according to adjournment.

The Sheriff of Rutherford County certified that Richard Singleton and James Withrow were duly elected as members of the General Assembly to represent the said County in this House, whereupon the said Mr. Singleton and Mr. Withrow appeared, were qualified and took their seats.

The Sheriff of Martin County certified that John Ross was duly elected as a member of the General Assembly to represent the said County in this House, in the room and stead of Thomas Hunter, who was disqualified from taking a seat in the General Assembly by his holding the Clerkship of Martin County aforesaid, whereupon the said Mr. Ross appeared, was qualified and took his seat.

Received from the Senate a Bill to enable Richard Smith to rebuild and keep in repair a bridge over the Lake in the Great Swamp in Bladen County. Endorsed, read the first time and passed.

The claim of Edward Williams of Richmond County, was read and referred to the Committee of Propositions and Grievances, and sent to the Senate.

Mr. Blount moved for leave and presented a Bill to alter the place of holding the County Court of Beaufort County from Bath in the Town of Washington in said County, and to erect a new Court House, Prison, Pillory and Stocks in said County, which was read for information.

Resolved, That the Treasurers of this State, or any of them, advance to Richard Blackledge the sums mentioned in three orders granted on the Commissioner of Specific Supplies for the County of Beaufort, bearing date, the one the 22nd day of April, in the year 1783, one other the 11th of March, 1783, and the third the 17th day of February, 1783, for which the Treasurer advancing such sums shall be allowed in the settlement of his public accounts.

Ordered that the above resolve be sent to the Senate for concurrence.

Mr. Blount presented the Petition of Nathan Keais inclosing a set of Bills of exchange drawn by John Ashe, Esquire, late one of the public Treasurers in this State, on the Continental Treasury, which being read were referred to the Committee of Propositions and Grievances, and sent to the Senate.

The House took up the consideration of the following Message from the Senate of yesterday, vizt.:

Mr. Speaker and Gentlemen:

We do not concur with the resolution of your House for admitting no Bill of a private nature after Monday next, but have resolved that no Bill whatever be introduced in this House after that day, and wish the House of Commons to adopt a similar resolution.

Resolved, That no Bill whatever be admitted in this House after Monday next.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House concur with the message of your respecting the introduction of Bills.

The Sheriff of Duplin County certified that Robert Dixon was duly elected as a member of the General Assembly to represent the said County in this House, whereupon the said Mr. Dickson appeared, was qualified and took his seat.

Ordered that the Bill for impowering the County Court of War-

ren to levy a further Tax on the Inhabitants of said County, &c., be read the second time in this House To-morrow.

The Bill for the dividing of the County of Guilford was read the first time, passed and sent to the Senate.

Resolved, That Mr. Powell and Mr. Handley have leave to absent themselves from the service of this House.

Mr. Payne moved for leave & presented a Bill to impower the Inferior Court of pleas and quarter sessions of the several Counties in this State to order the laying out public roads, and to establish and settle ferries and appoint where bridges shall be built, and to clear inland rivers and creeks; which being read for information was committed to Mr. Davie, Mr. Hay, Mr. Macon and Mr. Payne.

Mr. Payne moved for leave and presented a Bill to regulate the weights and measures of Grain, Meal & Salt, which being read, was ordered to lie on the Table.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The Commons taking into consideration the Message of the Senate, accompanied by their resolution not to receive any Bills of a public or private nature to be introduced after Monday next, have concurred with the same. They beg leave to observe they have the rather acquiesced in the resolution of the Senate from a conviction of the propriety of the order of both Houses relative to public business standing on the same rule, than from a sense that it is at any time fitting for the Doors of the General Assembly to be closed against public Bills in which the body of the people are interested.

Mr. Bloodworth presented a Petition from a number of the inhabitants of the State of North Carolina, which being read was referred to the Committee appointed to examine and report on his Excellency the Governor's Address, &c., and sent to the Senate.

Received from the Senate the Petition of Nathan Keais, and the Account of Edwd. Williams. Each endorsed, read and referred as by the Commons.

Read the resignation of Nathan Bryan as Justice of the Peace for Jones County; the resignation of Thomas Hunter as a Justice of the Peace for Nash County; The resignation of James Badgedd as a Justice of the Peace for Surry County, and the resignation of John Moore as one of the Commissioners for settling and adjusting

the Accts. of the Continental officers and Soldiers, which were severally accepted of and sent to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We consent that the Committee to report what means are to be adopted in aid of the public taxes be directed to perform the services by you proposed.

Received from the Senate the following Bills, vizt.:

A Bill for the more regular collecting, payment of and accounting for the public taxes.

A Bill to repeal an act intitled "an Act for imposing a duty or tax in aid of the public revenue upon the different articles therein mentioned, sold at public auction or public vendue, and for regulating auctioneers or vendue masters." Endorsed, read the first time and passed.

The Bill to establish a Town on the lands of Thomas Relf, in Pasquotank County, on the South West side of Pasquotank River, and for repealing an act passed at the last General Assembly intitled "an Act to alter the place of holding the County Court of Pasquotank County from Windfield to the Town of Nixonton, &c., was read the first time, passed and sent to the Senate.

Resolved, That Mr. Blount have leave to absent himself from the service of this House until Monday next.

Mr. Nash moved for leave and presented a Bill to amend an act intitled "an Act for dividing the County of Cumberland passed at Hillsborough last General Assembly, and to confirm the proceedings of the Justices of Moore County, and to alter the time of holding the Courts in the said County," which was read for informatio

Mr. Bryan moved for leave and presented a Bill directing the duty of Naval Officers, and of all Masters of Vessels coming into any of the Ports or Inlets in this State, which was read for information.

The House adjourned till To-morrow morning 10 o'clock.

SATURDAY, 6 November, 1784.

The House met according to adjournment.

The resignations of Benjamin May and Robert Moye, as justices of the peace, were read and accepted and sent to the Senate.

Received from the Senate the Petition of sundry Inhabitants of

the State of North Carolina, and the resolve of this House directing the Treasurers to pay to Richard Blackledge the sums therein mentioned, concurred with.

The Sheriff of Burke County certified that Waightstill Avery and Joseph McDowell were duly elected as members of the General Assembly to represent the said County in this House, whereupon Mr. Avery appeared, was qualified and took his seat.

The Sheriff of Rowan County certified that Spruce Mackay was duly elected as a member of the General Assembly to represent the Town of Salisbury in this House, whereupon Mr. Mackay appeared, was qualified and took his seat.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House propose that the two Houses shall adjourn till Monday in order that the Committees may prepare their reports on the subjects submitted to their consideration, and also that the members who have Bills to draw may be ready with them to present to the House before the time for the introduction of Bills may be elapsed. Should you approve of this measure we will adjourn accordingly.

Resolved, That the Auditors of New Bern District issue to John Gaylord of Hyde County, a certificate for nine pounds, to replace one for the same sum formerly issued and which was destroyed by fire. Ordered to be sent to the Senate for concurrence.

Received from the Senate a Bill to Establish a Town on the lands of Thomas Relfe in Pasquotank County, &c., &c.

A Bill for the dividing of the County of Guilford.

A Bill for ascertaining and fixing the time when acts of the General Assembly of this State shall commence to be in force and have effect. Endorsed, read the first time and passed.

Received also a Bill to impower former Sheriffs to collect the arrears of public taxes due from the Inhabitants of their respective Counties, &c. Endorsed, read the second time and passed.

Resolved, That Mr. Macon have leave to absent himself from the service of this House after Wednesday next.

Resolved, That Mr. Robertson be added to the Committee appointed to receive from the Treasurers the old Dollar Bills, &c.

Resolved, That Mr. Person have leave to withdraw for amend-

ment the Bill repealing the Act ceding to the Congress of the United States certain Western Lands, &c.

Mr. Outlaw moved for leave and presented a Bill to impower the Inhabitants of the Western Territory, by and with the consent of this State, to form themselves into a separate State, known by the name of West Carolina which is reserved to them by the cession Bill passed in 1783, &c.

Whereas, William Gilbert was cited by the last to appear before this Assembly to answer to the charges exhibited against him by David Miller, and in the meantime was suspended from the execution of the office of a justice of the peace for the county of Rutherford, and Whereas, it appears to this Assembly, that the Grand Jury at the Superior Court of Law and Equity held for the District of Morgan, September term, 1784, found a Bill of indictment against the said William Gilbert who was then and there charged with and found guilty of forgery, Therefore Resolved, That the said William Gilbert be struck out of the list of Justices for the said County of Rutherford, and not hereafter be considered as a justice of the Peace.

The House adjourned till Monday morning 10 o'clock.

MONDAY, 8 November, 1784.

The House met according to adjournment.

Mr. Bloodworth moved for leave and presented a Bill to alter the place of holding the annual Elections for members of the General Assembly in & for the County of New Hanover, which was read for information.

Ordered that this Bill be read for the first reading in this House To-morrow.

Mr. Payne moved for leave and presented a Bill to enable Benjamin Blount of Tyrrell County, Trustee to Thomas Bogg, to sue for and recover for & to the use and uses of the children of the said Thomas Bogg all debts due and owing to the said Thomas Bogg, and all other things in action which the said Thomas Bogg might have lawfully sued for and recovered.

The Memorial of John Armstrong was read, whereupon,

Mr. Hay moved for leave and presented a Bill to prevent the issuing of Grants for lands on the Western Waters to such as have paid

for the entry thereof in counterfeit certificates, and until the surveyors fees shall be paid, which was read for information.

Ordered that this Bill be read the first time to-morrow.

Mr. Benjamin McCullock, one of the members for the County of Halifax, appeared, was qualified and took his seat.

Mr. John Blount and Mr. J. Payne, who had leave of absence until this day, appeared and took their seats.

The Bill to impower the Inhabitants of the Western Territory by and with the consent of this State, to form themselves into a separate State by the name of West Carolina, which is reserved to them by the Cession Act passed in Hillsborough in 1783, and to open a land office immediately to sink the North Carolina Specie Tickets occasioned by the late War, and to explain how far that reservation extends, was read the first time, passed and sent to the Senate.

Mr. Hay moved for leave and presented a Bill to establish in the Towns of Edenton, New Bern and Wilmington, Courts for the speedy decision of Mercantile Transactions with Foreigners and Transient persons with Maritime affairs, which was read for information.

Ordered that this Bill be read to-morrow for the first reading.

Mr. Montfort moved for leave and presented a Bill for regulating the Inspection of Tobacco and Preventing frauds, which was read for information.

Ordered that this Bill be read to-morrow for the first reading.

Mr. Moye moved for leave and presented a Bill to amend an act intitled "an Act to prevent the exportation of unmerchantable commodities, pased at Hillsborough, 1784," which was read for information. Ordered that this Bill be read to-morrow for the first reading.

Mr. Haywood moved for leave and presented a Bill for appointing County Commissioners for taking affidavits in causes of Law and Equity, which was read for information. Ordered that this Bill be read to-morrow for the first reading.

The Petition of Samuel Spaight praying to have an act passed to alter the name of Jesse Hay to that of Jesse Spaight, whereupon,

Mr. Lytle moved for leave and presented a Bill for altering the name of Jesse Hay to Jesse Spaight, which was read for information.

Ordered that this Bill be read to-morrow for the first reading.

Mr. Macon moved for leave and presented a Bill to appoint Commissioners to mark out a road from Franklin County into the Road leading from Peacock's Bridge to New Bern, which was read the first time, passed and sent to the Senate.

Resolved, That the Treasurers of this State, or either of them pay to John Mare the sum of forty-six pounds seventeen shillings and two pence, specie, for sundry articles of merchandize furnished Samuel Cooley, a Quarter Master, for the use of the Continental line of this State.

Ordered that this Resolve be sent to the Senate for concurrence.

Read the Petition of sundry of the Inhabitants of Bladen County. Ordered that the same be referred to a joint Committee, and that Mr. Singleton, Mr. Sharpe, Mr. Montfort, Mr. Bloodworth & Mr. Sherrod be a Committee on the part of this House for that purpose.

Ordered that this Petition be sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill to appoint Commissioners to mark out a road from Franklin County into the road leading from Peacock's Bridge to New Bern

A Bill for levying a tax in the Counties of Hillsborough District for the repairs of the District Buildings in the town of Hillsborough.

A Bill to prevent persons holding offices of profit from enjoying seats in the General Assembly.

A Bill for opening the navigation of the No. West of New River from the landing of James Howard, Esquire, to the lower Bridge on said River in Onslow County.

A Bill to enable Benjamin Blount of Tyrrell County, Trustee to Thomas Bogg, to sue for and recover for & to the use and uses of the Children of the said Thomas Bogg, &c. Respectively endorsed, read the first time and passed.

Mr. Person moved for leave and presented a Bill for establishing a Militia in this State, which was read the first time, passed and sent to the Senate.

Received from the Senate the resignation of Thomas Lock, Esq, Endorsed, read and accepted; which being read, was accepted by this House and returned.

Mr. Maclaine moved for leave and presented a Bill for the more speedy and effectual execution of process issuing from the several Courts of Law and Equity in cases where the sheriff or coroner may

be resisted or threatened and the power of the County should be found insufficient for the purpose.

Mr. Maclaine moved for leave and presented an additional Bill to amend an act intitled "an Act for purchasing a lot or lots in the town of Wilmington for the purpose of building a gaol for the district of Wilmington and other purposes, passed at Hillsborough in the year one thousand seven hundred and eighty-three," and an act intitled "an Act to amend an act intitled an act for purchasing a lot or lots in the town of Wilmington for the purpose of building a gaol for the district of Wilmington and other purposes, and for repairing the Court House of the said District passed at Hillsborough last Assembly."

Mr. Maclaine moved for leave and presented a Bill to remove all disabilities from Simon Cleary, and others therein named.

Mr. Maclaine moved for leave and presented a Bill to explain, amend and supply the deficiencies of an act passed last Assembly at Hillsborough intitled "an Act to regulate the descent of real Estates, to do away entails, to make provision for widows, and to prevent frauds in the execution of last Wills and Testaments and for directing how deeds of gifts and Bills of sales of slaves shall be executed, authenticated and perpetuated."

Mr. Maclaine moved for leave and presented a Bill for extending the line between the Counties of Burke and Rutherford.

Mr. Maclaine moved for leave and presented a Bill to alter the time of holding the several County Courts of pleas and quarter sessions therein mentioned.

Mr. Maclaine moved for leave and presented a Bill for establishing the Town of Morgan and directing the building a Court House and Prison for the District of Morgan.

Mr. Maclaine moved for leave and presented a Bill to repeal part of an act intitled "an Act to facilitate the Navigation of Neuse River and to improve the navigation of Contentnea and Swift Creeks."

Mr. Maclaine moved for leave and presented a Bill for establishing a town on the lands of Jacob Johnston.

Mr. Sharp moved for leave and presented a Bill to prevent Horse stealing within this State.

Mr. Sharp moved for leave and presented a Bill for establishing a University in this State.

Mr. Sharp moved for leave and presented a Bill to impower the County Court of Wayne to lay a tax annually for the purpose of finishing and compleating the Court House, prison and stocks, and for defraying the contingent charges of said County.

Mr. Maclaine moved for leave and presented a Bill to exempt Messieurs Bridgen and Waller, Merchants in London from all penalties and forfeitures by means of the Confiscation acts.

Mr. Maclaine moved for leave and presented a Bill for extending the dividing line between the Counties of Hyde and Tyrrel.

Mr. Nash moved for leave and presented a Bill concerning the Entry office for claims of land in the County of Rutherford. Ordered that this Bill be read on Wednesday next for the first reading.

Mr. Person moved for leave and presented a Bill to amend an act passed at the last General Assembly intitled "an Act for altering the time of holding Annual Elections and Annual Assemblies, and directing the manner of electing annual officers for the succeeding year," which was read for information.

Received from the Senate the resignation of Benjamin May: The resignation of Richard Moye; The resignation of Thomas Hunter; of James Badgedd, of John Macon, & of Nathan Bryan. The resolve of this House in favour of John Gaylord, and the resolve breaking William Gilbert of the office of a justice of the peace. Respectively endorsed, concurred with.

Mr. Outlaw moved for leave to bring in a Bill, after this day, intitled "a Bill for establishing a Superior Court for that part of the Western Country which lies to the Westward of the Apalachian Mountains and for appointing a General officer for the said District." Ordered that he have leave accordingly.

Received from His Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

You have herewith a report from the Colonel of Nash County of a Court Martial held in said County on a charge exhibited against Major Edward Gundy for defrauding the State of a Continental Soldier, which fact was made appear to the satisfaction of the Court,

who recommended that Captain John Bonds be appointed second Major instead of said Edward Gandy. The above sentence was approved of by the Brigadier of the District. It rests with your Honourable body to recommend Captain Bonds for the Commission aforesaid, as otherwise my appointment would be temporary.

ALEXANDER MARTIN.

Resolved, That John Bonds be and he is hereby appointed second Major of Nash County in the room and stead of Edward Gandy, and that his Excellency the Governor commission him accordingly.

Received from his Excellency the Governor, the following Reply to the answer of the General Assembly:

To the Honourable the General Assembly:

Gentlemen:

The polite attention you have been pleased to pay to the communications and recommendations in my address gives me singular pleasure and merits my warmest acknowledgments for which I return you my hearty thanks. I make no doubt that your deliberations will be employed, on the several subjects therein, as well as other interesting objects before you, in such a manner as cannot fail to meet the approbation of your Country. To be informed by the Legislature that my administration hath given them satisfaction is very acceptable to me but the honourable manner in which they announce this mark of their approbation excites in my mind a sense of the most lively gratitude.

Be assured that when the Constitution shall place me among my fellow Citizens, my ardent wishes for the prosperity of the State shall not be abated; but my utmost powers through every walk of life shall be exercised to render service to my country.

ALEX. MARTIN.

Ordered that the above reply be sent to the Senate.

Ordered that the Bill for repealing an act intitled "an Act for ceding to the Congress of the United States certain Western territory and authorising the Delegates from the State in Congress to execute a deed or deeds for the same," be read for the first time at five o'clock this evening.

Resolved, That Mr. Seals have leave to absent himself from the service of this House after To-morrow.

Mr. Montfort moved for leave and presented a Bill to limit the time of the continuance of the several Boards of Auditors in this State, and of the Board for settling and liquidating the accounts of the Continental officers and Soldiers to a certain period, and to impower the Treasurers to pay out of the Tax for the year 1784, the money which they were to have paid agreeable to an act of Assembly passed at Hillsborough in June last, which was read for information.

Received from the Senate the Petition of sundry of the Inhabitants of Bladen County. Endorsed, read and referred to Genl. McDowell and Mr. Gillispie.

Mr. Maclaine moved for leave and presented a Bill for altering the oath of Allegiance, and the oath and affirmation of Fidelity.

Mr. Maclaine moved for leave and presented a Bill for laying a tax in the town of Wilmington for the better government thereof, and for the election of Commissioners for the succeeding year.

Mr. Maclaine moved for leave and presented a Bill to extend the Navigation of Cape Fear River.

Mr. Blount moved for leave and presented a Bill to impower the Commissioners of Ports Bath, Beaufort and Roanoke to remove Pilots who refuse to take Branches off the public grounds on Ocracoke Island, and to impower said Commissioners to imploy other persons to act as Pilots at Ocracoke Inlet.

Mr. Blount moved for leave and presented a Bill to secure the property of Elizabeth Bonner in the hands of a Trustee.

Mr. Blount moved for leave and presented a Bill for the better regulation of the Town of Tarborough.

Mr. McKissick moved for leave and presented a Bill for erecting and establishing a town in the County of Lincoln.

Mr. Sharpe moved for leave and presented a Bill to describe and ascertain such persons who owe allegiance to this State, and who joined and continued with the Enemy during the late War, and who ought not to be admitted as Citizens thereof.

Mr. Person moved for leave and presented a Bill to direct Sheriffs in levying Executions, and the disposal of lands, goods and chattels taken thereon.

Mr. Sharpe moved for leave and presented a Bill for the encouragement of the Clerical order in this State.

A Bill to repeal an act of the last General Assembly intitled "an Act ceding to the Congress of the United States certain Western Lands therein described, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same," was read the first time, passed and sent to the Senate.

Received from the Senate the following Bills:

A Bill to amend an act of Assembly passed at Hillsborough in April, the year one thousand seven hundred and eighty-four, intitled "an Act for levying certain duties on all foreign merchandize imported into this State in aid of the public finances and directing the mode of collecting the same, and also to amend one other act passed in the same year entitled "an Act to prevent the exportation of unmerchantable commodities," and also to amend one other act of Assembly passed in May, 1783, intitled "an Act for facilitating the navigation and regulating the pilotage of the several ports of this State." Endorsed, in Senate, 8th November, 1784, read the first time and passed.

A Bill to ascertain and regulate the several officers' fees therein mentioned. Endorsed, in Senate, 8 November, 1784, read the first time and passed.

Also a Bill for obtaining an accurate account of the militia service during the late war, in order that the claims of this State upon the United States may be ascertained. Endorsed, in Senate, 8th of November, 1784, read the first time and passed; and,

A Bill to amend an Act for dividing Duplin County. Endorsed, in Senate, 8th November, 1784, read the first time and passed; also,

A Bill for appointing Commissioners to extend the boundary line between this State and South Carolina. Endorsed, in Senate, 8th November, 1784, read the first time and passed; also,

A Bill to amend an act passed at the last session of the General Assembly entitled "an Act for the relief of such persons as have been disabled by wounds or rendered incapable of procuring for themselves and families subsistence in the militia service of this State and providing for the widows and orphans of such as have died." Endorsed, in Senate, read the first time and passed; also,

A Bill to restore to their privileges persons therein described. Endorsed, in Senate, 8th of November, 1784, read the first time and passed; also,

A Bill for establishing a Militia in this State. Endorsed, in Senate, 8th November, 1784, read the first time and passed; and,

A Bill to authorize and impower the Governor, or Commander-in-Chief for the time being, to issue a proclamation requiring certain offenders therin mentioned, to surrender themselves within a limited time, and in case of failure offering a reward to any person, or persons, who shall apprehend and bring to justice such offenders Endorsed, in Senate, 8th November, 1784, read the first time and passed.

Received from the Senate the report of the Committee to whom was referred His Excellency the Governor's Message, and State papers. Endorsed, read and concurred with; which being read, was amended, concurred with as amended, and returned to the Senate with the following message:

Mr. Speaker and Gentlemen:

The report of the Committee to whom was referred the Governor's message, &c., we herewith return you amended; should the Senate agree to the report as amended, we then concur with it.

Mr. Hamilton presented the Petition of John Haley which being read, was referred to the Committee of Propositions and Grievances and sent to the Senate.

The House adjourned till to-morrow morning 6 o'clock.

TUESDAY, 9 November, 1784.

The House met according to adjournment.

The House adjourned till 9 o'clock.

Met according to adjournment.

Mr. Alford presented a Copy of the Instructions given the County Commissioners in the District of New Bern by Major Mountflorence, assistant Commissary, &c., which being read, was referred with its inclosures to the Committee of Propositions and Grievances, and sent to the Senate.

Received from his Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I send you herwith duplicates of Petitions that were laid before

the last Assembly, from Ralph and Ebenezer McNair accompanied with a letter from Major General Greene in behalf of Ralph McNair. I am solicited to draw the attention of the Legislature again to the cases of these persons.

ALEX. MARTIN.

At the same time received the duplicates referred to in the above message, which being read, were referred to the next Assembly.

Ordered that they be sent to the Senate.

Mr. Bloodworth presented the Petition of William King, which being read, was referred to the Committee of Propositions and Grievances, and sent to the Senate.

Mr. Hay presented the resignation of James Sampson, as a Justice of the Peace for the County of Sampson, which being read, was accepted of, and sent to the Senate.

The Bill to explain, amend and supply the deficiencies of an act passed last Assembly at Hillsborough, intitled "an Act to regulate the descent of real estate, to do away entails, to make provision for widows, and to prevent frauds in the last Wills and Testaments, and for directing how deeds of gifts and Bills of sales of Slaves shall be executed, anthenticated and perpetuated," was read the first time, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill to ascertain the titles to certain lands therein mentioned.

A Bill to establish a public school in the County of Duplin. Endorsed, read the first time and passed.

Received from the Senate the Acct. of the Board of Auditors for the District of Edenton. Endorsed, read and referred to the Comptroller for a certificate for the balance; which being read, was referred as by the Senate and returned.

Received also the Petition of Jesse Croom. Endorsed, read and referred to the Committee of Propositions and Grievances; which being read, was referred as by the Senate and returned.

On motion, ordered that the Clerk deliver to Mr. Alford the Petitions from Wayne County and the papers relative to the subject matter of the said Petitions.

The Bill for altering the Oath of Allegiance and the Oath of Affirmation and Fidelity, was read the first time, passed and sent to the Senate.

The Bill to impower the County Court of Wayne to lay a tax annually for the purpose of finishing & compleating the Court House, prison and Stocks, and for defraying the contingent charges of said County, was read the first time, passed and sent to the Senate.

The Bill to extend the Navigation of Cape Fear River, was read the first time, passed and sent to the Senate.

The Bill to alter the time of holding the several County Courts of Pleas and Quarter Sessions therein mentioned, was read the first time, passed and sent to the Senate.

The Bill for encouragement of the Clerical order in this State, was read the first time, passed and sent to the Senate.

The Bill for establishing the Town of Morgan, and to direct the builing a Court House & Prison for the District of Morgan, was read the first time, passed and sent to the Senate.

The Bill for the better regulation of the town of Tarborough was read the first time, passed and sent to the Senate.

The Bill for extending the line between the Counties of Burke and Rutherford was read the first time, passed and sent to the Senate.

The Bill for erecting and establishing a town in the County of Lincoln was read the first time, passed and sent to the Senate.

An additional Bill to amend an act intitled "an Act for purchasing a lot or lots in the town of Wilmington for the purpose of building a Gaol for the District of Wilmington and other purposes passed at Hillsborough in the year 1783," and an act intitled "an Act for purchasing a lot or lots in the town of Wilmington for the purpose of building a Gaol for the District of Wilmington, and other purposes, and for repairing the Court House of the said District passed at Hillsborough the last session of Assembly," was read the first time, passed and sent to the Senate.

The Bill to direct Sheriffs in levying Executions and the disposal of lands, goods and chattels, taken thereon, was read the first time, passed and sent to the Senate.

The Bill to ascertain the number of white and black inhabitants & the citizens of every age, sex and condition in this State, was read the first time, passed and sent to the Senate.

On motion, Resolved, That Mr. Montfort have leave to absent himself from the service of this House after Friday next.

The Bill for establishing a town on the lands of Jacob Johnston was read the first time, passed and sent to the Senate.

The Bill for extending the dividing line between the Counties of Hyde and Tyrrell was read the first time, passed and sent to the Senate.

The Bill to exempt Messeurs Bridgen and Waller, merchants in London, from all penalties and forfeitures by means of the confiscation acts, was read the first time, passed and sent to the Senate.

The Bill to secure the property of Elizabeth Bonner in the hands of a Trustee, was read the first time, passed and sent to the Senate.

The Bill for laying a Tax in the Town of Wilmington for the better Government thereof, and for the election of Commissioners for the succeeding year, was read the first time, passed and sent to the Senate.

The Bill for the more ready and effectual execution of process issuing from the several Courts of Law and Equity in cases where the Sheriff or Coroner may be resisted or threatened, and the power of the County should be found insufficient for the purpose, was read the first time, passed and sent to the Senate.

Whereas, during the late war much of the property of persons who had joined the Enemy was sold by Military orders, and Bonds taken for the same payable to the public, which obligations are now lodged with the Justices of the County Courts and other officers.

Resolved, That the Bonds and other obligations taken for the property sold under Military orders of those who remained with or died in the Enemy's service shall be delivered to His Excellency the Governor, for the time being, who shall report to the next General Assembly an account thereof, and as soon as possible deliver the bonds or obligations aforesaid to the Treasurer or Treasurers who are hereby directed to bring suit thereon.

Resolved also, That the obligations taken for the property sold as aforesaid, of persons who are permitted to remain in this State or become Citizens thereof shall be delivered to the respective persons or their legal representatives, whose property was sold for such bonds or obligations.

Ordered that the above resolve be sent to the Senate for concurrence.

Mr. Bryan presented the account of William Borden, which be-

ing read, was referred to the Committee of Propositions and Grievances and sent to the Senate.

An additional Bill to an act intitled "an Act directing the method of electing members of the General Assembly and other purposes," was read the first time, passed and sent to the Senate.

The Bill to suspend an act of the last General Assembly intitled "an Act ceding to the Congress of the United States certain Western Lands therein described and authorizing the Delegates from this State in Congress to execute a deed or deeds for the same," was read the second time, amended, passed and sent to the Senate.

On the question shall this Bill pass or not, the yeas and nays were required by Mr. Maclaine which are as follows, vizt.:

Yeas—Messrs. White, Bonds, S. Reddick, J. Paine, Dodd, Kendall, T. Bloodworth, Mebane, Macon, J. Bloodworth, Yates, Martin, Hamilton, Alford, Moore, Clay, Dejarnett, Tignall Jones, Leak, Robins, A. Hill, Sharpe, Kerr, Robeson, Person, Humphries, D. Hall, Nash, Seals, Cox, Franklin, Herndon, Lewis, Yancey, Phifer, Wilson, Sherrod, Rand, Davie, Sloan, McKissick, R. Singleton, Withrow, Dixon, Mackay and Avery.—46.

Nays—Messrs. Payne, Bryan, Clem Hall, J. Reddick, Ashe, Lytle, Randal, Hay, Eborn, Moye, Dolvin, Diggs, R. Riddick, Alderson, Maclaine, Blount, Brickell, Jordan, Mayo, Stone, Outlaw, Ross and McCullock.—23.

Received from the Senate the following Bills, vizt.:

An additional Bill to amend an act entitled "an Act for purchasing a lot or lots in the town of Wilmington for the purpose of building

A Bill to secure the property of Elizabeth Bonner.

A Bill for establishing a town on the lands of Jacob Johnston.

A Bill for altering the Oath of Allegiance, &c.

A Bill to extend the navigation of Cape Fear River.

A Bill to explain, amend and supply the deficiencies of an act passed last Assembly at Hillsborough intitled "an Act to regulate the descent of real Estates, &c."

A Bill to impower the County Court of Wayne to lay a tax annually, &c.

A Bill for extending the line between the Counties of Burke and Rutherford.

A Bill for establishing the town of Morgan, &c.

A Bill to alter the time of holding the several County Courts of Pleas and Quarter Sessions therein mentioned.

A Bill for the better regulation of the Town of Tarborough.

A Bill to ascertain the number of white and black inhabitants, &c.

A Bill to direct Sheriffs in levying executions, &c.

A Bill for extending the dividing line between the Counties of Hyde, Beaufort and Tyrrell.

A Bill for erecting and establishing a Town in the County of Lincoln. Endorsed, read the first time and passed.

Received from the Senate a Message of this day from his Excellency the Governor; The Petition of John Haley; the resignation of James Sampson; the Instructions given by Major Mountflorence to the County Commissioners, &c.; The Petition of William King. Endorsed, referred as by the House of Commons.

Received also the Resolve of this House appointing John Bonds second Major of Nash County, concurred with.

Mr. Payne, from the joint balloting for a Governor, and the place for holding the next Assembly at,

Reported, that Richard Caswell, Esquire, was elected Governor by a majority of the votes of both Houses of the General Assembly.

That no place in nomination for the meeting of the next Assembly had a majority of votes.

The House taking the said report into consideration concurred therewith.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot immediately for the place where the next Assembly shall be held.

Ordered that a Message be sent to the Senate informing them that this House agree to ballot as by them proposed.

Mr. Payne, from the joint balloting for the place at which the next Assembly shall be held, Reported that New Bern had a majority of votes for holding the next Assembly at.

The House adjourned till To-morrow morning 9 o'clock.

WEDNESDAY, 10 November, 1784.

The House met according to adjournment.

Resolved, That Mr. Hill, Mr. R. Riddick and Mr. Brickell have leave to absent themselves from the service of this House.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We approve of the amendments by you made in the report of the Committee to whom were referred the address from his Excellency the Governor, &c.

At the same time received the report above referred to, which being read, was concurred with and returned to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

It is not the sense of this House that the report of the Committee appointed to make an estimate, &c., should be amended.

At the same time received the report above referred to, whereupon,

Resolved, That the report of the Committee appointed to consider and make an estimate of the necessary expences of Government for the year 1785, and also the taxes for defraying and paying the same, be printed with the Acts of this Assembly for the information of the public.

Ordered that the above resolve be sent to the Senate.

Received from the Senate the account of Thomas Scurlock. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read, was concurred with and returned.

Whereas, Monsieur Haryon, of the Town of New Bern, has been reported in high contempt of the General Assembly by a member thereof and has been guilty of an offence of a criminal nature on the morning of this day; therefore,

Resolved, That Peter Gooding be and he is hereby appointed Sergeant-at-Arms to this House for the particular purpose of apprehending the said Haryon, and he is hereby commanded to apprehend him and bring him before this House, to be examined concerning the contempt aforesaid.

Read the Petition of Isaac Reed, Moses Griffin and Benjamin Clash, whereupon,

Resolved, That the Treasurers, or either of them, pay to Isaac Reed, Moses Griffin, and Benjamin Clash, three soldiers wounded at the battle of Alamance, the sum of ten pounds each which sum shall be allowed them in the settlement of their public accounts. Ordered that this Resolve be sent to the Senate.

The Serjeant-at-arms returned to the House the warrant to him directed commanding him to apprehend Monsieur Haryon, executed, whereupon, Monsieur Haryon appeared at the bar of this House, and after making his defence was permitted to withdraw himself and to be and remain in custody of the Serjeant-at-Arms to give his further attendance on the House on notice for that purpose.

Ordered that a warrant issue from this House directed to Peter Gooding, Serjeant-at-Arms, to apprehend Edward Clay, a member of this House, who stands charged with a criminal accusation and has absented himself without leave.

Resolved, That this House do concur with the report of Mr. Payne of yesterday, from the joint balloting for the place at which the next Assembly shall be held.

The Bill to impower the Courts of Pleas and Quarter Sessions of the several Counties in this State to order the laying out public roads, and to establish and settle ferries, and to appoint where bridges shall be built, and to clear inland rivers and creeks, was read the first time, passed and sent to the Senate.

Received from the Senate the Petition of David Miller. Endorsed, read and referred to Mr. McDowell, Mr. Lenoir & Mr. Mooring on the part of the Senate; which being read, was referred to Mr. J. Payne, Mr. Phifer, Mr. Hay, and Mr. McKissick on the part of this House, and returned to the Senate.

Received also the Petition of John McKoy. Endorsed, read and referred to the Committee of Propositions and Grievances; which being read was referred as by the Senate and returned.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We send you herewith the report of the Committee of Propositions and Grievances, which we concur with in every respect, except that part thereof which is relative to Col. Cogdell, which we reject, and except likewise the part which is relative to the claim of Mr. Yancey. We think his account too high and are of opinion that four pounds be deducted from it.

At the same time received the reports referred to in the above message, which being read,

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We have received the reports of the Committee of Propositions and Grievances, together with your message respecting the same. We propose that the words *per annum* mentioned in the report respecting John Swanie be erased, that the case of Mr. Cogdell be recommitted, and that the Committee be directed to report specially what particular sum he ought to be allowed, as we conceive it equitable that he ought at least be allowed something. We propose also that the report in favour of Mr. Yancey be concurred with without any deduction from his claim, and that Mr. McClure's claims and the report upon them be laid over for consideration. Should you approve of these propositions we will concur with the reports so far as these propositions do not hold forth a noncurrence, except also the report in favour of John Geddy, which we propose shall lie over for further information.

Mr. Wilson presented the Petition of Major Thomas Harris, which being read, was referred to a joint Committee; the members chosen on the part of this House, are Mr. Sharpe, Mr. Macon and Mr. Bryan.

Ordered that the said Petition be sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill for levying a tax for the support of Government for the year 1785, and for the redemption of old paper currency, specie and other Certificates.

A Bill to appoint Commissioners to value a Bridge built by William Hall, &c.

A Bill to repeal an Act of the last General Assembly intitled "an Act ceding to the Congress of the United States certain Western lands, therein described, and authorizing the Delegates from this State in Congress to execute a deed or deeds for the same." Endorsed, read the first time and passed.

Monsieur Haryon being notified to attend the House, thereupon appeared at the bar, whereupon the Serjeant-at-arms made return of the summons by which he was required to summon a Mr. Branton and Monsieur Martin of the town of New Bern, as Witnesses against Edward Clay on a charge of a criminal nature, executed; at the same time made return of the warrant issued for the appointing of

Edward Clay, that Mr. Clay was in the House; whereupon, on motion, resolved, That the House resolve itself into a Committee of the whole House to take into consideration the contempt of Monsieur Haryon. The House resolved itself into a Committee of the whole House accordingly, and chose Thomas Person Chairman, and after sometime spent therein Mr. Speaker resumed the Chair, and Mr. Chairman reported: That the Committee had examined the Witnesses touching the matter referred to them and are of opinion that Mr. Haryon has sufficiently exculpated himself from the contempt alleged against him and are of opinion he ought to be discharged.

The House taking the said report into consideration concurred therewith.

The House adjourned till to-morrow morning 9 o'clock.

THURSDAY, 11 November, 1784.

The House met according to adjournment.

Recd. from the Senate the Acct. of William Borden. Endorsed, read and referred as by the Commons.

Received also the Petition of William Boritz, &c., and the Petition of Young Birt. Endorsed, read and referred to the Committee of Propositions and Grievances; which being read, were referred as by the Senate.

The resignation of Henry Montfort, as Commissioner for purchasing a quantity of Tobacco of William Boritz, &c., and the resignation of Robert King as a Justice of the Peace for Rowan County, were read, accepted of and sent to the Senate.

Received from the Senate the resignation of John Warrington as a Justice of the Peace for Tyrrell County; which being read, was accepted of by this House and returned.

Received also the resolve in favour of Wm. Moore & P. Thomas. Endorsed, read and referred to the Committee of Propositions and Grievances; which being read, was referred as by the Senate, and,

Received likewise, the representation of William Boritz. Endorsed, read and referred on the part of this House, to General Jones, Mr. Hill, and Mr. Gallaway; which being read, was referred on the part of this House to Mr. Singleton, Mr. Stone, Mr. Ashe and Mr. Blount.

Received from the Senate a Bill to impower the County Courts of Pleas and Quarter Sessions of the several Counties in this State to order the laying out public roads, &c. Endorsed, read the first time and passed.

Mr. Person, from the Committee to whom was referred the address from his Excellency the Governor, inclosing sundry papers in support of the claim of Patrick Cleary, &c., delivered in a report, which being amended to read as follows, was concurred with, vizt.:

That it appears to your Committee the Petitioner, Patrick Cleary, has (in their opinion) supported the allegations set forth in his Petition, and is in justice and good faith intitled to relief.

It further appears to your Committee that of the personal estate late the property of Timothy Cleary, otherwise Clear, there was sold by the Commissioners of confiscated property on the 10th of March, 1780, to the amount £64,655 6 0 including £1,601 6 0, paid by Mr. James Coor, Administrator to the Commissioners, &c., reduced agreeable to the Scale of Depreciation at forty for one, amounts to £1,616 07 06

Also the amount of £59,810 of the real estate sold on the 11th of March, 1780, one half for ready money then at forty for one, and the other half payable in six months expiring in September, then 125 for one makes in the whole.....£ 986 14 00

And also the amount of £184 01 04 Specie for rents previous to the sale of the Estate of said Timothy Cleary, settled for by Mr. James Coor, Administrator, with the Comptroller 26th October, 1782....£ 184 01 04

£2,787 02 10

Resolved, in the opinion of this Committee, a grant should issue from the Assembly in usual form for the said amount with interest from the present date until paid, first deducting therefrom fifteen thousand pounds paid to a certain James Kennady pretended heir to Timothy Clear, which by the scale of depreciation amounts to £375; also the sum of £986 14, the amount sales of said Timothy Clear's real Estate when reduced by the scale.

Resolved, In the opinion of this Committee, that for any other property late the property of Timothy Cleary undisposed of by the

Commissioners of confiscated property, whether real or personal, that the disqualifications of the Petitioners should be removed to sue for and recover the same. All which is submitted.

THOS. PERSON, Ch.

Ordered to be sent to the Senate for concurrence.

The Bill to remove all disabilities from Simon Cleary, and others therein named, was read the first time, passed and sent to the Senate.

The Bill directing the duty of Naval Officers, and of all masters of vessels coming into any of the ports orInlets in this State, was read the first time, passed and sent to the Senate.

The Bill to establish the principal streets and squares of Fayetteville as laid down in a plan of the said town by Commissioners appointed by an act passed at Hillsborough the eighteenth day of April, in the seventh year of the Independence of this State, intitled "an Act for appointing the several persons therein named to lay out the Streets in upper Campbelton in Cumberland County, and for the future regulation of the said Town & giving a further time for saving lotts in the lower town and for altering the name of Campbelton to Fayetteville," was read the first time, passed and sent to the Senate.

The Bill for ascertaining and fixing the time when Acts of the General Assembly of this State shall commence to be in force & have effect, was read the first time, passed and sent to the Senate.

The Bill for dividing the District of Morgan was read the first time, passed and sent to the Senate.

The Bill to alter the place of holding the annual Elections for members of General Assembly in and for the County of New Hanover, was read the first time, passed and sent to the Senate.

The Bill to vest the title of a certain lot therein mentioned in William Courtney, Esquire, his heirs and assigns, was read the first time, passed and sent to the Senate.

The Bill to prevent the issuing of Grants for lands on the Western Waters to such as have paid for the entry thereof in counterfeit certificates and until the surveyor's fees shall be paid, was read the first time, passed and sent to the Senate.

The Bill for altering the name of Jesse Hay to Jesse Spaight, was read the first time, passed and sent to the Senate.

The Bill to limit the time of the continuance of the several Boards of Auditors in this State and of the Board for settling and liquidating the Accounts of the Continental officers and soldiers to a certain period, & to impower the Treasurers to pay out of the Tax for the year 1784, the money which they were to have paid agreeable to an Act of Assembly passed in Hillsborough in June last, was read the first time, passed and sent to the Senate.

The Bill for levying a tax in the County of Beaufort for the purpose of repairing the public building thereof and appointing Commissioners to contract and agree for that purpose, was read the first time, passed and sent to the Senate.

The Bill for establishing a University in this State, was read the first time, passed and sent to the Senate.

The Bill for appointing County Commissioners for taking affidavits in causes of Law and Equity, was read the first time, passed and sent to the Senate.

The Bill to establish in the towns of Edenton, New Bern and Wilmington, Courts for the speedy decision of Mercantile transactions with Foreigners and Transient persons and of Maritime affairs, was read the first time, passed and sent to the Senate.

The Bill to impower the Commissioners of Ports Bath, Beaufort and Roanoke, to remove Pilots who refuse to take branches off the public ground on Ocracoke Island and to empower said Commissioners to employ other persons to act as Pilots at Ocracoke, was read the first time, passed and sent to the Senate.

The Bill to amend an Act passed at the last General Assembly intitled "an Act for altering the time for holding Annual Elections and Annual Assemblys and directing the manner of Electing Annual Officers for the succeeding year," was read the first time, passed and sent to the Senate.

The Bill to alter the place for holding the County Court of Beaufort County from Bath to the Town of Washington in said County, was read the first time, passed and sent to the Senate.

The Bill for removing the public buildings of Mecklenburg County from Charlotte to the Centre of said County, and for appointing Commissioners to find said Centre and to superintend the erecting a Court House, Prison & Stocks, as near said centre as convenience will permit, and altering the mode of annual elections in said

County, was read the first time, passed and sent to the Senate.

The Bill concerning the Entry Officer of Claims of lands in the County of Rutherford, was read the first time and rejected.

Received from the Senate the following Bills, vizt.:

A Bill to remove all disabilities from Simon Cleary and others, &c.

A Bill to establish the principal streets and squares of Fayetteville as laid down in a plan of the said town, &c. Endorsed, read the first time and passed.

Mr. Bloodworth presented a letter from Sampson Moseley, which being read, was referred to the Committee of Propositions and Grievances and sent to the Senate.

Mr. Alford presented the Petition of William Shaw, which being read, was referred to the Committee of Propositions and Grievances & sent to the Senate.

Mr. Bloodworth presented the account of Dr. Blythe, which being read, was referred to the Committee of Propositions and Grievances and sent to the Senate.

Received from the Senate the Petition of Major Thomas Harris. Endorsed, read and referred to Mr. John Armstrong & Mr. Ramsey.

Received from the Senate a Resolve for suspending, until the end of the next Session of Assembly, the Judgment entered up by the Treasurer of New Bern District against Robert Simms, Sheriff of Wayne County, which being read, was concurred with and returned.

Received also, a resolve allowing Joseph Singletary Twenty-four pounds, &c., which being read, was concurred with and returned.

And received also, the report of the Committee appointed to receive and burn old dollar bills in the hands of the different Treasurers, which being read, was concurred with and returned.

Resolved, That this House will proceed to make an inquiry into the charges exhibited against Mr. Edward Clay at four o'clock this evening.

The House adjourned till 4 o'clock P. M.

Met according to adjournment.

The order of the day for proceeding on an inquiry into the charges exhibited against Mr. Edward Clay being called for and read, Resolved, That the House resolve itself into a Committee of the whole House to make the enquiry aforesaid. The House resolved itself into a Committee of the whole House accordingly, and chose Mr.

Person Chairman and after some time spent therein, Mr. Speaker resumed the Chair and Mr. Chairman Reported the Resolutions of the Committee to the House, which is as follows:

Your Committee after hearing the Testimony of the witnesses which were introduced to support the charge exhibited against Mr. Edward Clay, as well as of those in his vindication, upon the whole are of opinion that he ought to be expelled from this House, and that the whole of the testimony, both for and against Mr. Clay, preceding the report of the Committee be entered on the Journal of the House.

T. PERSON, Ch.

The foregoing report being read the House concurred therewith.

The testimony mentioned in the foregoing report is to the effect following:

Mr. Hunley being sworn:

I went to Mr. Haryon's just before dinner, Haryon said nearly what he has related before, the money lay he said upon the shelf, I make excuse for the party accused having taken up the money, I said any man might take up money in this manner without thinking any harm.

Question by the Committee—What Kind of a man is Haryon?

Answer—As to my knowledge I know nothing of him, he bears a bad character.

Question—Did you ask whether he thought Clay meant to steal the money?

Answer—I did. He answered I cannot say he did, I would not have mentioned it had it not been for the stir made.

Question—Did you ever hear that Haryon left money on the counties to entrap Clay?

Answer—I never did, but his conduct while I was there seemed as if he did.

Mr. Willoughby King being sworn:

I went last night to Mr. Purse's, there was Mr. Johnston and Mr. Martin talking on the subject of yesterday's examination into the contempt alleged to have been committed by Mr. Haryon; Martin, who had been sworn on that enquiry, said this is not my book. I have not been used to swear this way but I have told the truth.

Question by Committee—Are you acquainted with Mr. Martin?

Answer—I am not.

Question—Can he see five steps?

Answer—I have heard he cannot.

Mr. Hunley again: I know Mr. Martin is very near sighted, within ten days I came passenger with him from New York, when he reads he holds the book within this distance (holding his hand very near his eyes).

Question—What character does he bear?

Answer—I never heard anything against his character. I have known him nine or ten months.

Question—Do you not believe him to be a man of veracity and honor?

Answer—I have understood he is.

Mr. Tisdale being sworn:

Mr. Haryon is an industrious man, there have been a very great quarrel between him and Mr. Laney (here it is to be noted that Mr. Laney was sent for to give testimony). I have seldom known quarrels rise so high. Mr. Haryon is very attentive to his business. A Mr. Belcher from Virginia dined with me some time ago, he told me he had met with an acquaintance here, Mr. Haryon. He said Mr. Haryon had lived at Cabin Point and said he, he is a very honest man. As for myself I never heard Mr. Haryon's character aspersed by any man except Mr. Laney. Mr. Laney is a Jew. I think Mr. Laney would be an improper witness here. I am confident he is prejudiced against Mr. Haryon; Mr. Haryon bears the best character of the two. I think I have heard Laney accuse him of theft among other things.

Mr. Haryon being sworn:

Yesterday morning a Gentleman came to my store. I did not know his name. He asked the price of coffee and put his naked hand on the Counter on the money lying on the Counter, he then drawed his hand up with the money in it; I then took hold of his hand opened it and took the money from him. I shewed him to Mr. Martin and told him I thought he was an Assembly man. I ordered him out of the store upon which he went off.

Question—Do you think he meant to steal the money?

Answer—The putting his hand in his glove with the money in it as he did, his silence and the shame he discovered, are arguments

to me that his intention was thievish. I do not know that he meant to go away with it. He had in his hand, his glove being half on, the money between that and his hand; he had not gone away from the counter before I demanded it of him; he had the money in his hand about two minutes before I took it away. When I told him to be gone he said not a single word. When I demanded the money of him he said it is yours. Mr. Clay then asked him a question; he answered, but you endeavored to get your hand in the glove with the money in it.

Mr. Laney, a Jew, was sworn:

Question—What is the character of Mr. Haryon?

Answer—I have been acquainted with him from about six months after I came to America. I was in partnership with him two years.

Question—Did he cheat you?

Answer—He did.

Question—Do you think him a rogue?

Answer—Certainly, I can prove it. I have been acquainted with him ever since the year 1760.

Question—Will he tell the truth?

Answer—I think a man who is a rogue in one thing is a rogue in everthing.

Question—Did you ever hear any man speak ill of Haryon?

Answer—I have not heard good or bad. I never made inquiry

Question—Did you ever hear his customers say he was a rogue?

Answer—I transacted all the business myself when in partnership with him.

Question—Have you reason to believe he would swear falsely?

Answer—I cannot tell?

Question—Do you not think if he was called in to give your character he would give as bad a one of you as you do of him?

Answer—I do not know.

Mr. Michael Payne being sworn:

I have frequently seen Haryon at Edenton during the War. I have known him to purchase goods there. I have always heard he paid for his goods punctually and that he was an honest man.

Mr. Clement Hall being sworn:

I have seen Mr. Haryon frequently at Edenton. I never heard any ill of him. I looked upon him always to be an honest man.

Mr. Bryan:

Mr. Haryon I believe is an honest man with respect to dealings, in other respects I think his character is what I gave of him last night.

Mr. Martin being sworn:

I was yesterday in Mr. Haryon's store, there was Mr. Clay. He, Mr. Haryon, desired me in French to take notice the man was stealing. I turned my head. I saw him endeavoring to get a piece of paper between his glove and his hand at the same time he asked the price of some article, he turned from the counter and Mr. Haryon then said, if you will not purchase any thing give me my money; he delivered it without saying a word and went off. The glove he was endeavoring to get on was the left hand glove.

Question—Did you believe he meant to steal the money?

Answer—If I had known him to be a man of bad character I should have believed it, if otherwise not at the first, not knowing him I believed he did mean to steal.

Question—Did he try to hide the money?

Answer—He appeared to be endeavoring to get on his glove, and the money was in his hand. He was gone about one step from the counter when the money was taken away from him.

Question—Do you know that to be the man, (pointing to Mr. Clay).

Answer—To the best of my knowledge that is the man.

Question—Was you assaulted last night or struck by any one after you departed from this place where you gave testimony, and was Mr. Clay one of them?

Answer—Mr. Clay did, he seized my cane and gave me two or three strokes, he said I had given testimony against him, there were five persons in company.

Question—How do you know Mr. Clay was one of them?

Answer—I saw him by candle light, I was in a room where I lodged about half after nine.

Mr. Kendall being sworn:

Question—What passed yesterday morning between you and Mr. Clay on this subject?

Answer—When it was first reported in the House that there had been money stolen by a member Mr. Clay said to me I suppose it is me that is meant. I went to the store of Haryon and took some money lying on the Counter in my hand. I had however no intent to steal it. Mr. Bond immediately afterwards asked Clay if he was the man meant; Mr. Clay answered. No. Mr. Bond asked him was you not in the store? He answered no, at the same time Mr. Clay hunched my knee and asked me to go out with him. I refused. He went out and soon after returned and then acknowledged what he had before confessed to me. This happened after the enquiry "who it could be that was meant?" became general thro' the House. He called upon his maker to damn him if he meant to steal the money.

Mr. Dejarnatt being sworn:

Question by the Committee—What do you know of the general character of Mr. Clay?

Answer—He lived my neighbour in Virginia ten years, he always bore a good character, I never heard the least little of his pilfering or stealing before.

Mr. Moore being sworn:

I have known Mr. Clay six years, I never heard the least little during that time of his being a dishonest man. He was elected by a large majority of his County men; he met with opposition in his election and in that affair I never heard anything alleged by any one to his disadvantage. He is possessed of an independent fortune.

Received from the Senate the report of the Committee on the Claim of Patrick Cleary and the resolve of this House in favour of Hopkins Wilder. Endorsed, read and concurred with. Received also the resignation of Henry Montfort as Commissioner, &c., and the resignation of Robert King. Endorsed, read and accepted.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

It is agreed by this House that the report of the Committee of Propositions and Grievances relative to John Swanie be amended as by you proposed. We likewise concur in your proposition relative to the recommitment of the report of Mr. Cogdell's Petition; but do not agree to your proposition in regard to the report relative to

the Claim of Mr. Thornton Yancey, but are of opinion that it be recommitted. We agree with you as to Mr. McClure's accounts, but think it unjust that a concurrence with the report in favour of Mr. Geddy should be declined.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

The Commons agree to recommit the report of the Committee of Propositions and Grievances on the account of Mr. Yancey as by you proposed, and concur with the report in favour of Mr. John Geddy.

Received from the Senate the Claim of Osborne Jeffreys. Endorsed, read and referred to the Committee of Propositions and Grievances, which being read, was referred as by the Senate and returned.

The Bill to amend an act of Assembly passed at Hillsborough in April, 1784, intitled "an Act for laying certain duties on all foreign Merchandize imported into this State in aid of the public finances, & directing the mode of collecting the same," and also to amend one other act passed in the same year intitled "an Act to prevent the exportation of unmerchantable commodities," and also to amend one other act of Assembly passed in May, 1783, entitled "an Act for facilitating the navigation & regulating the pilotage of the several ports of this State," was read the first time, passed and sent to the Senate.

The Bill directing the mode of proceeding against the real Estates of deceased debtors, where the personal estate is insufficient for the payment of the debts, was read the first time, passed and sent to the Senate.

The Bill for levying a tax for the support of Government, and for the redemption of Continental money, old paper currency, Specie, and other certificates, was read the first time, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill for removing the public buildings of Mecklenburg County, &c.

A Bill to prevent the issuing of grants for lands on the Western Waters, &c.

A Bill to limit the time of the continuance of the several Boards of Auditors, &c. Endorsed, read the first time and passed.

The Bill to regulate and ascertain the several officers' fees therein mentioned, and directing the mode of licensing Attornies in this State, was read the first time, passed and sent to the Senate.

The Bill for obtaining an accurate account of the Militia service during the late War, in order that the claims of this State upon the United States may be ascertained, was read the first time, passed and sent to the Senate.

The Bill declaring the currency certificates issued by the State officers, and the certificates issued by the Comptroller General previous to the seventeenth day of May, 1783, and all other certificates granted under the sanction of any law of this State, reduced by the scale of depreciation at the times they were granted, of the same value with specie certificates and to carry the same interest and to be received in the same payments, was read the first time, passed and sent to the Senate.

The Bill to prevent persons holding offices of profit from enjoying seats in the General Assembly, was read the first time, passed and sent to the Senate.

The Bill for raising a public revenue for the support of Government was read the first time, passed and sent to the Senate.

On motion, Resolved, That Mr. John Haywood have leave to absent himself from the service of this House after this day, he first providing some person to supply his place as assistant Clerk.

The Bill to amend an act intitled "an Act for altering the time of holding the annual elections and annual Assemblies and directing the manner of electing annual officers for the succeeding year," was read the first time, passed and sent to the Senate.

On motion, Resolved, That Mr. Mebane have leave to absent himself from the service of this House after Tuesday next.

The Bill for appointing Commissioners to extend the boundary line between this State and South Carolina was read the first time, passed and sent to the Senate.

The Bill to amend an Act entitled "an Act for dividing the County of Cumberland passed at Hillsborough last General Assembly and to confirm the proceedings of the justices of Moore County and to alter the time of holding the Courts in the said County," was read the first time, passed and sent to the Senate.

The Bill to amend an act intitled "an Act to prevent the exportation of unmerchantable commodities passed at Hillsborough, April, 1784," was read the first time, passed and sent to the Senate.

Received from the Senate the following Bills, vizt.:

A Bill for dividing the District of Morgan, &c.

A Bill to impower the Commissioners of Ports Bath, Beaufort and Roanoke to remove Pilots who refuse to take branches, &c.

A Bill for appointing County Commissioners for taking affidavits, &c.

A Bill for establishing in the towns of New Bern & Wilmington Courts for the speedy decision of Mercantile Transactions with Foreigners, &c.

A Bill to amend an Act passed at the last General Assembly entitled "an Act for altering the time for holding the annual Elections, &c." Endorsed, read the first time and passed.

Received also, a Bill for ascertaining and fixing the time when acts of the General Assembly of this State shall commence to be in force and have effect. Endorsed, read the second time and passed.

Received from the Senate the Petition of William Shaw, the Account of Doctor Blythe, and the letter from Sampson Moseley. Respectively endorsed, read and referred as by the Commons.

The Bill for regulating the inspection of Tobacco and preventing frauds, was read the first time, passed and sent to the Senate.

The Bill to establish a public school in the County of Duplin was read the first time, passed and sent to the Senate.

On motion, Resolved, That Mr. Ferebee have leave to absent himself from the service of this House after Sunday next.

The Bill to amend an act passed at the last session of the General Assembly intitled "an Act for the relief of such persons as have been disabled by wounds, or rendered incapable of procuring for themselves and families subsistence in the Militia service of this State, and providing for the widows and orphans of such as have died," was read the first time, passed and sent to the Senate.

The Bill to repeal an act intitled "an Act for imposing a duty or tax in aid of the public revenue upon the different articles therein mentioned sold at auction or public vendue, and for regulating auctioneers and vendue masters," was read the first time, passed and sent to the Senate.

The Bill for levying a tax in the Counties of Hillsborough District for the repairs of the District Buildings in the town of Hillsborough was read the first time, passed and sent to the Senate.

The Bill to amend an act for dividing Duplin County, was read the first time, passed and sent to the Senate.

The Bill to authorize and impower the Governor, or Commander-in-Chief for the time being, to issue a Proclamation requiring certain offenders therein mentioned to surrender themselves within a limited time, and in case of failure offering a reward to any person, or persons, who shall apprehend and bring to justice such offenders, was read the first time, passed and sent to the Senate.

The Bill to ascertain the titles to certain lands therein mentioned, was read the first time, passed and sent to the Senate.

The Bill to restore to their privileges persons therein described, was read the first time and rejected.

The Bill to enable Richard Smith to rebuild and keep in repair a bridge over the lake in the great Swamp in Bladen County, was read the first time and rejected.

The Bill to appoint Commissioners to value a Bridge built by William Hall, &c., was read the first time and rejected.

The Bill for opening the navigation of the No. West of New River, &c., was read the first time and rejected.

The Bill to appoint Commissioners to mark out a road from Franklin County, &c., was read the second time and rejected.

The Bill for impowering the County Courts of Franklin and Warren to levy a further tax on the Inhabitants of said Counties for defraying the expences of building the Court House, prison and stocks, was read the second time, passed and sent to the Senate.

Ordered that the Bill for opening and clearing the navigation of Tar River and Fishing Creek, &c., and the Bill to establish a road from Lemuel Forehand's in Pasquotank County, to the Widow White's, &c., be laid over until the next Assembly.

The Bill to amend an act intitled "an Act for establishing a Town in Jones County," also one other act intitled "an Act for dividing Craven County into two distinct Counties and for other purposes therein mentioned," was read the second time, passed and ordered to be engrossed.

The Bill for erecting and establishing a Town in the County of

Lincoln was read the second time, passed and sent to the Senate.

The Bill for the better regulation of the Town of Tarborough was read the second time, amended, passed and sent to the Senate.

The Bill for empowering the Commissioners of public buildings in Bladen County to sell the public Lotts reserved for said buildings, to purchase others and build the Court House on the Street, if more eligible in their opinion, was read the first time, passed and sent to the Senate.

The Bill for repealing part of an act passed at New Bern in November, seventeen hundred and seventy-seven, intitled "an Act to ascertain and regulate the fees of the Clerks of the Superior and County Courts, Justices of the Peace and Attornies in this State, and directing the method of paying the same," also part of an act passed at Halifax in January, 1779, also entitled "an Act to ascertain the fees of the Clerks of the Superior and County Courts, Justices of the Peace and Attornies in this State," was read the first time, passed and sent to the Senate.

Received from his Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I present you with two letters, one from the Chairman of the Committee of Congress, and the other one from our Delegates, which only came to hand this morning, the Information they contain may be necessary for your deliberations.

ALEX. MARTIN.

At the same time received the letters above referred to, which being read, were ordered to be sent to the Senate.

Received from the Senate the folllowing Bills, vizt.:

A Bill to amend an Act of Assembly passed at Hillsborough in April, 1784, intitled "an Act for levying certain duties on all foreign merchandize," &c.

A Bill directing the mode of proceeding against the real Estates of Deceased Debtors, where the personal estate is insufficient for the payment of the debts.

A Bill for levying a tax for the support of Government, &c.

Endorsed, read the second time, amended and passed.

The resignation of Thomas Johnston as a Justice of the Peace for Onslow County, was read and accepted, and ordered to be sent to the Senate.

Whereas, information hath been given to this General Assembly that the Treasurers have in their possession a number of Bills of the late emission too much worn for further circulation,

Resolved, That they deliver the same to the Committee appointed to receive and burn the old Dollar Bills, who shall give them receipts to be allowed in the settlement of their accounts, that the Committee shall cause the said Bills to be burned and report to the General Assembly the amount thereof.

Ordered to be sent to the Senate for concurrence.

The House adjourned till To-morrow morning 9 o'clock.

SATURDAY, 13 November, 1784.

The House met according to adjournment.

Mr. Sharpe, from the Committee to whom was referred the Memorial of Major Thomas Harris, reported as follows, vizt.:

It appears to your Committee that Major Thomas Harris hath rendered great services in the Militia of this State since the time he was obliged by indisposition to quit the Continental line. That on the 16th of August he was dangerously wounded of which he long languished and is not yet perfectly recovered, therefore propose the following resolutions:

That His Excellency the Governor, be authorized and impowered to issue a Warrant on the Treasurers, or either of them, in favour of Major Thomas Harris for the sum of one hundred pounds for which the Treasurer shall be allowed in the settlement of his Account. And that the Secretary of State make out in due form four Warrants in favour of Major Thomas Harris of one thousand acres of land each, within the district laid off and reserved for the officers and soldiers of the Continental line of this State, in full consideration of all his services and sufferings. All which is submitted.

WM. SHARPE, Ch.

The House taking the said report into consideration concurred therewith, and ordered that the same be sent to the Senate.

Read the representation of the Members of the General Assembly of Martin County.

Whereas, it hath been represented to this House by the members of the General Assembly for Martin County, that a certain John Higgins Jones of the said County has been guilty of malpractices in the execution of his office as a Justice of the Peace; therefore

Resolved, That the said John Higgins Jones be and he is hereby cited to attend on the next General Assembly to answer for his misconduct in office aforesaid, and in the meantime stand suspended until he shall exonerate himself from such charges.

Ordered that this Resolve be sent to the Senate for concurrence.

The Bill for the encouragement of learning in the District of Salisbury, was read the second time, passed and sent to the Senate.

The Bill to repeal an Act of the last General Assembly intitled "an Act ceding to the Congress of the United States certain Western Lands therein described, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same," was read the second time, passed and sent to the Senate.

On the question shall this Bill pass or not, the yeas and nays were required by Mr. Person which are as follows, vizt.:

Yeas—Messrs. J. Riddick, Bonds, J. Paine, Dodd, Kendall, Mebane, Macon, Stewart, Hamilton, W. Moore, Dejarnatt, T. Jones, Boon, Leak, Robins, A. Hill, Reding, Sharpe, Kerr, Robeson, Person, Humphries, D. Hall, Cox, Franklin, Herndon, Lewis, Yancey, Phifer, Wilson, Sherrod, Rand, Davie, Sloan, McKissick, Outlaw, R. Singleton, Withrow, Mackay, and Alford.—40.

Nays—Messrs. M. Payne, T. Bloodworth, White, Bryan, Jones, Randal, Hay, Eborn, Moye, Dolvin, Diggs, S. Singleton, J. Bloodworth, Yates, Blount, Starkey, Reed, Brickell, Jordan, Mayo, stone, Ross, Dixon, McCullock and Clement Hall.—25.

Received from the Senate the following Bills, vizt.:

A Bill to amend an Act intitled "an Act for dividing the County of Cumberland," &c.

A Bill to amend an Act entitled "an Act to prevent the exportation of unmerchantable commodities," &c. Endorsed, read the first time and passed.

Received also a Bill to regulate and ascertain the several officers' Fees therein mentioned.

A Bill to amend an Act passed at the last session of the General Assembly intitled "an Act for the relief of such persons as have been disabled by wounds," &c.

A Bill for levying a Tax in the Counties of Hillsborough District for the repairs of the District Buildings, &c.

A Bill to prevent persons holding offices of profit from enjoying seats in the General Assembly, &c.

A Bill for obtaining an accurate account of the Militia service during the late War, &c.

A Bill to amend an Act for dividing Duplin County. Endorsed, read the second time and passed.

Received also a Bill for raising a public revenue for the support of Government, &c. Endorsed, read the second time, amended and passed.

Received from the Senate the Resolve of this House directing the Treasurers to deliver certain monies therein mentioned to the Committee appointed to burn the old Dollar Bills, &c., concurred with.

Received from the Senate the Bill to amend an act intitled "an Act for altering the time of holding annual elections and annual Assemblies." Endorsed, read the second time, amended and passed.

Resolved, That the Bill for the more regular collecting, payment of and accounting for the public taxes be committed to Mr. Hay and Mr. Sharpe for amendment, that they deliver in the same on Monday morning, when it shall be read for the second reading in this House.

On motion, Resolved, That Mr. Davie have leave to withdraw for amendment the Bill for levying a Tax for the payment of the Interest of the Certificates granted to Officers and Soldiers of the Continental line of this State, &c., and that he bring in the same on Monday next.

The Bill to adopt and recognize a Resolve of Congress of the 20th of February, 1782, respecting a Commissioner to be appointed for the settlement of the Accounts of the United States with this State among others, was read the second time, passed and sent to the Senate.

The Bill to impower the County Courts of Pleas and Quarter Session of the several Counties in this State, to order the laying out public roads, and to establish and settle ferries, and to appoint

where bridges shall be built, and to Clear Inland Rivers and Creeks, was read the second time, amended, passed and sent to the Senate.

Received from the Senate the resignation of Thomas Johnston concurred with.

Received from the Senate the following Bills, vizt.:

A Bill for repealing part of an act passed at New Bern in November, 1777, intitled "an Act to ascertain & regulate the fees of the Clerks of the Superior & County Courts, &c.

A Bill for impowering the Commissioners of public buildings in Bladen County, &c.

A Bill to authorize and impower the Governor and Commander-in-Chief for the time being, to issue a Proclamation requiring certain offenders therein mentioned to surrender themselves, &c. Endorsed, read the second time and passed.

The Bill for establishing a Town on the lands of Joseph Johnston in the County of Craven, was read the second time, amended, passed and sent to the Senate.

The Bill to establish the principal streets and squares of Fayetteville, as laid down in a plan of the said town by Commissioners appointed by an act passed at Hillsborough, the Eighteenth day of April, in the seventh year of the Independence of this State, intitled "an Act for appointing the several persons therein named to lay out the streets in upper Campbelton in Cumberland County, and for the future regulation of the said Town and giving a further time for saving Lotts in the lower Town & for altering the name of Campbelton to Fayetteville," was read the second time, passed and sent to the Senate.

The Bill for establishing a Town on the lands of Andrew Bass, was read the second time, amended, passed and sent to the Senate.

The Bill to relieve James Underwood and Job Ward from the forfeiture of a recognizance entered into for the appearance of a certain Daniel Campbell before the Superior Court of Hillsborough District, and from a judgment given upon the said forfeiture, was read the second time, passed and sent to the Senate.

The Bill for allowing Salaries to the succeeding officers of State, and repealing so much of an act entitled "an Act for allowing Salaries to the Governor, Secretary and other officers of State and other purposes," as comes within the purview of this Act, was read

the second time, amended, passed and ordeed to be Engossed.

The House adjourned till Monday morning 9 o'clock.

MONDAY, 15 November, 1784.

The House met according to adjournment.

The Sheriff of Chowan County certified that Mr. Stephen Cabarrus was duly elected a member of the General Assembly to represent the Town of Edenton in this House, whereupon the said Mr. Cabarrus appeared, was qualified and took his seat.

The Bill to alter the time of holding the several County Courts of Pleas and Quarter Sessions therein mentioned, was read the second time, passed and sent to the Senate.

The Bill to ascertain the number of white and black Inhabitants, and the citizens of every age, sex and condition, in this State, was read the second time, amended, passed and sent to the Senate.

The Sheriff of Duplin County certified that Thomas Gray was duly elected a member of the General Assembly to represent the said County in this House, whereupon Mr. Gray appeared, was qualified and took his seat.

The Sheriff of Brunswick certified that David Flowers and Jacob Leonard were duly elected as members of the General Assembly to represent the said County in this House, whereupon Mr. Flowers appeared, was qualified and took his seat.

An additional Bill to amend an act intitled "an Act for purchasing a lot or lots in the town of Wilmington for the purpose of building a Gaol for the District of Wilmington and other purposes, passed at Hillsborough in the year 1783," and an act intitled "an Act intitled an Act for purchasing a lot or lots in the town of Wilmington, for the purpose of building a Gaol for the District of Wilmington and other purposes, and for repairing the Court House of the said District, passed at Hillsborough the last session of Assembly," was read the second time, amended, passed and sent to the Senate.

Receive from the Senate the Petition of Edward Pearsall, and the Petition of William Moore. Each endorsed,read and referred to the Committee of Propositions and Grievances, which Petitions being read, were referred as by the Senate and returned.

Mr. Hay delivered in the Bill for the more regular collecting, payment of and accounting for the public taxes, which was read the second time, amended, passed and sent to the Senate.

The Bill for the payment of Interest of the Certificates granted the Officers and Soldiers of the Continental line of this State, pursuant to an act passed in 1783, Intitled "an Act for the relief of the Officers and Soldiers of the Continental line, and for other purposes," was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Bill declaring the Currency certificates issued by the State Auditors, and the certificates issued by the Comptroller General, previous to the 17th day of May, 1783, and by the State, reduced agreeable to any act directing the sale of confiscated all other certificates granted under the sanction of any law of this State, reduced agreeable to any act directing the sale of confiscated property passed at Hillsborough, 1782, to carry the same interest and to be received in the same payments of specie certificates. Endorsed, read the second time and passed.

Received from the Senate the resolve of this House citing John Higgins Jones to appear at the next Assembly, &c., and the report of the committee on the Petition of Major Thomas Harris, concurred with.

The Bill to describe and ascertain certain persons who owed allegiance to this State, and who joined and continued with the Enemy during the late War, and who ought not to be admitted as Citizens thereof and to impose certain disqualifications on certain persons therein described, was read the first time, passed and sent to the Senate.

On motion, Resolved, That Mr. Sherrod have leave to absent himself from the service of this House.

The Bill to prevent horse stealing, was read the first time, passed and sent to the Senate.

Ordered that the Bill to declare void and repeal such of the laws of this State, as from their tenor appear inconsistent with the Treaty of Peace between the United States and his Britannic Majesty, &c., be read the second time in this House to-morrow.

The Bill to extend the navigation of Cape Fear River, was read the second time and rejected.

Mr. Maclaine presented the Memorial of Andrew Bass, which was read and referred to the Committee of Propositions and Grievances, and sent to the Senate.

The Bill for establishing a Militia in this State, was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Bill to prevent Horse Stealing and a Bill to describe and ascertain such persons who owe allegiance to this State, and who joined and continued with the Enemy during the late War, &c. Endorsed, read the first time and passed.

The House resumed the consideration of the Bill for clearing and opening Tar River and Fishing Creek in the Counties of Pitt, Edgecombe and Halifax, which by a former order of this House was laid over until the next Session of Assembly, when the same was read for the second reading, passed and ordered to be engrossed.

The House adjourned till To-morrow morning 9 o'clock.

TUESDAY, 16 November, 1784.

The House met according to adjournment.

Mr. Sloan presented the account of William Graham, which being read, was referred to the Committee of Propositions and Grievances, and sent to the Senate.

On reading the Petition of John Fergus, Resolved, That Dr. John Fergus, a surgeon in the Indian War of 1761, under the command of the late Col. Hugh Waddle, of this State, be permitted to enter (on paying the fees of office only) in the District of Wilmington in which he lives, vacant land to the amount of the quantity allowed by the proclamation of the then King.

On reading the Petition and Memorial of William Bailey Smith, Resolved, That the said William Bailey Smith be allowed the sum of two hundred and forty three pounds, six shillings and eight pence for his services as one of the Commissioners for running and extending the boundary line between this State and Virginia, that the Treasurers, or either of them, pay him the same, for which the Treasurer paying the same shall be allowed.

Whereas, it hath been represented to this House by Durham Hall and John Macon, that Robert Norris a Justice of the Peace in the County of Franklin, has been guilty of malpractices to the disgrace of his Commission as Justice of the peace aforesaid; Therefore, Resolved, That he be cited to appear at the next Assembly then and there to answer for his misconduct aforesaid, and in the mean time be suspended from the execution of the office of a justice of the peace.

Resolved, That Mr. McCullock be added to the Committee appointed to receive of the respective Treasurers the old Dollar Bills, &c.

The Bill to declare void and repeal such of the laws of this State as from their tenor appear inconsistent with the Treaty of Peace between the United States and his Brittanic Majesty and to relieve such of the Citizens of this State as might otherwise be injured by such declaration and repeal, was read the second time and rejected.

Mr. Maclaine from the Committee to whom was committed the Bill directing the sale of Confiscated property, delivered the same in at the Table, where it was read for the first reading, passed and sent to the Senate.

The Bill for levying a tax for the support of Government and for the redemption of Continental Money, old paper currency, specie and other certificates, was read the second time, amended, passed and ordered to be engrossed.

Mr. Avery moved for leave to enter his dissent against the passage of this Bill. Ordered that he have leave accordingly.

The Bill for raising a public revenue for the support of Government and to repeal an Act intitled "an Act to suppress excessive gaming," was read the second time, amended, passed and ordered to be engrossed.

The Bill for establishing the town of Morgan and to direct the building a Court House and Prison for the District of Morgan, was read the second time, passed and sent to the Senate.

The Bill to amend an act intitled "an Act to amend an Act for levying a tax on every hundred pounds value of taxable property in the District of New Bern for repairing the Gaol of the District," was read the second time, passed and sent to the Senate.

Received from the Senate a Bill directing the sale of confiscated property. Endorsed, read the first time, amended and passed.

The Bill for repealing part of an act passed at New Bern in November, 1777, intitled "an Act to ascertain and regulate the fees of the Clerks of the Superior and County Courts, Justices of the Peace and Attornies in this State, and directing the method of paying the same," also part of an act passed at Halifax in January, 1779, also intitled "an Act to ascertain the fees of the Clerks of the Superior and County Courts, Justices of the Peace and attornies in this

State," was read the second time, passed and ordered to be engrossed.

The Bill to amend an act passed at the last session of the General Assembly intitled "an Act for the relief of such persons as have been disabled by wounds or rendered incapable of procuring for themselves and families subsistence in the Militia service of this State and providing for the widows and orphans of such as have died," was read the second time, passed and ordered to be engrossed.

The Bill to establish in the towns of Edenton, New Bern and Wilmington, Courts for the speedy decision of Mercantile Transactions with foreigners and transient persons and of maritime affairs, was read the second time, passed and sent to the Senate.

Received from the Senate the Memorial of Andrew Bass, and the Accts of William Graham. Endorsed, read and referred as by the House of Commons.

Received also the resolve of this House allowing William Bailey Smith a certain sum therein mentioned for his services as a Commissioner in extending the boundary line between this State and Virginia; The Resolve allowing Dr. John Fergus the lands agreeable to a certain Proclamation therein mentioned, and the resolve citing Robert Norris, a Justice of the Peace, to appear at the next Assembly, &c. Respectively endorsed, read and concurred with.

Received from the Senate a Resolve directing the Treasurer to pay to the holders of the Officers and Soldiers certificates one year's Interest, &c., which being read, was concurred with and returned.

Mr. James Paine, from the Committee to whom was referred the Memorial of David Miller, delivered in a report which being read, was concurred with.

The House adjourned till To-morrow morning 9 o'clock.

WEDNESDAY, 17 November, 1784.

The House met according to adjournment.

On a motion for reconsidering the report of the Committee on the Petition of David Miller, Resolved, That the same be reconsidered. The said report being reconsidered, was recommitted.

Ordered that Mr. Sharpe and Mr. Blount be added to the Committee on the Petition of David Miller, and that Mr. Hay and Mr. Phifer be excused from any further attendance thereon.

Resolved, That Mr. Butler have leave to absent himself from the service of this House during the continuance of this session.

A motion was made and seconded to amend the "Bill to regulate and ascertain the several officers' fees therein mentioned," by inserting a clause to authorize the several justices of the peace to demand and receive fees for the services therein by them to be done, which was objected to. On the question it was carried in the affirmative; whereupon Mr. Person moved for leave for the dissentients to enter their protest against the said clause. Ordered that they have leave accordingly.

The Bill to regulate and ascertain the several Officers' fees therein mentioned, was read the second time, amended, passed and ordered to be engrossed.

Received from his Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

I beg leave to draw your attention to the claims and demands the Citizens of this State have for slaves taken, and damages sustained against persons acting under British authority in the late War, and the British Army while in the different districts of this State.

The papers herewith sent for your perusal will shew what endeavours are making use of in some of the States to obtain a compensation for losses of the like kind, and the encouragement that may be expected on the same.

A resolution of Congress on this subject some time ago came forward to the State, and was attempted to be carried into effect by the Executive but for want of Legislative assistance it fell through.

It may not be improper at this period, to take up this important business.

ALEX. MARTIN.

At the same time received the papers referred to in the above message, which being read, were ordered to be referred to a joint Committee, and Mr. Davie, Mr. Person and Mr. Sharpe appointed a Committee on the part of this House.

Ordered that the said Message and papers be sent to the Senate.

Ordered that the Bill to repeal an act intitled "an Act ceding

to the Congress certain Western Lands therein described, &c., be read the third time in this House To-morrow morning.

The Bill to prevent the issuing of grants for Lands on the Western Waters to such as have paid for the entry thereof in Counterfeit Certificates, and until the Surveyors fees shall be paid, and making provision for those who have entered lands previously located by others, was read the second time, amended, passed and sent to the Senate.

The Bill for obtaining an accurate account of the Militia service during the late War, in order that the claims of this State upon the United States may be ascertained, was read the second time, amended, passed and ordered to be engrossed.

The Bill to amend an Act entitled "an Act for altering the time of holding the annual elections and annual Assemblies and directing the manner of electing annual officers for the succeeding year," was read the second time, passed and ordered to be engrossed.

The Bill to prevent persons holding offices of profit from enjoying seats in the General Assembly, was read the second time, passed and ordered to be engrossed.

The Bill for impowering the Commissioners of public buildings in Bladen County, to sell the public lots reserved for said Buildings, to purchase others and build the Court House on the street if more eligible, in their opinion, was read the second time, passed and ordered to be Engrossed.

Resolved, That each member of this House who shall be sent for by the Waiter after the hour to which the House was adjourned, shall pay to the waiter for attending him five shillings.

The Bill to amend an Act intitled "an Act to prevent the exportation of unmerchantable commodities passed at Hillsborough, April 1784," was read the second time, passed and sent to the Senate.

Resolved, That the Clerk be and he is hereby directed to hire a reading Clerk for the remaining part of the session.

Resolved, That a message be sent to the Senate informing them that this House is now ready to move in procession in order to attend the funeral of Colonel Isaac Sessums, late a member of this General Assembly.

Mr. Speaker and Gentlemen:

This House is now ready to move in procession in order to attend

the funeral of Colonel Isaac Sessums, late a member of this General Assembly.

The House adjourned till To-morrow morning 9 o'clock.

THURSDAY, 18 November, 1784.

The House met according to adjournment.

Received from the Senate the Petition of Thomas Davis. Endorsed, in Senate, November 19, 1784, read and referred to a joint Committee; the members chosen are Gen. Jones and Col. Long, which being read, was referred to Mr. Hay, Mr. Blount and Mr. Davie on the part of this House, and returned.

Received also a letter from Mr. Cist, of Philadelphia, addressed to Mr. Benjamin Hawkins. Endorsed, in Senate, read and referred to the Committee appointed to take under consideration Mr. Davie's Petition, which being read was referred as by the Senate and returned.

The Bill to explain, amend and supply the deficiencies of an act passed last Assembly at Hillsborough, entitled, "an Act to regulate the descent of real estates, to do away entails, to make provision for widows, and to prevent frauds in the last Wills and Testaments, and for directing how deeds of gifts and bills of sales of slaves shall be executed, authenticated and perpetuated," was read the second time, amended, passed and sent to the Senate.

Received from the Senate a Bill to repeal an act of the last General Assembly, ceding to the Congress of the United States certain Western Lands therein described, and authorizing the Delegates from this State in Congress to execute a Deed or Deeds for the same. Endorsed, read the second time, passed and ordered to be engrossed; which was read the third time, amended, passed and sent to the Senate.

On the question shall this Bill pass or not pass, the yeas and nays were required by Mr. Payne which are as follows:

Yeas—Messrs. Tim. Bloodworth, Avery, White, Bonds, Kendall, Mebane, Martin, Stewart, Hamilton, Alford, W. Moore, Handley, Dejarnatt, T. Jones, Leak, Robins, A. Hill, Reading, Sharpe, Robeson, Person, Humphries, D. Hall, Cox, Franklin, Herndon, Lewis, Yancey, Phifer, Wilson, Rand, Davie, Sloan, McKissick, Outlaw, Withrow and Cabarrus.—37.

Nays—Messrs. M. Payne, Bryan, C. Hall, B. Jones, Randall, Hay, Eborn, Moye, Diggs, Alderson, J. Bloodworth, Yates, Shepperd, Maclaine, Blount, Starkey, Jordan, Mayo, Stone, West, Ross and McCullock.—22.

Mr. Maclaine moved for leave for the dissentients to enter their protests against the passage of the said Bill. Ordered that they have leave accordingly.

The Bill for removing the public buildings of Mecklenburg County from Charlotte to the Centre of said County, and for appointing Commissioners to find said centre and to superintend the erecting a Court House, prison and Stocks as near said Centre as convenience will permit, and altering the mode of annual elections in said County, was read the second time, amended, passed and sent to the Senate.

The Bill directing the mode of proceeding against the real estates of Deceased Debtors, where the personal estate is insufficient for the payment of the debts, was read the second time, amended, passed and ordered to be engrossed.

The Bill to amend an Act of Assembly passed at Hillsborough in April, 1784, intitled "an Act for levying certain duties on all foreign merchandize imported in this State in aid of the public finances, and directing the mode of collecting the same;" and also one other act passed in the same year, intitled "an Act to prevent the exportation of unmerchantable commodities;" and also to amend one other act of Assembly passed in May, 1783, intitled "an Act for facilitating the navigation and regulating the pilotage of the several ports of this State," was read the second time, amended, passed and ordered to be Engrossed.

Whereas, it has been represented to the General Assembly that Nathan Keais, Esquire, Collector of Impost for port Bath, from a misconstruction of the law of the last General Assembly imposing a duty on all foreign merchandize into this State, hath not received the impost on articles of the growth or manufacture of the United States.

Resolved, That he shall be credited for the sums which would have arisen as aforesaid, as error, and not be chargeable for such duties in the settlement of his accounts, for which this shall be the Comptrollers justification.

Ordered that this Resolve be sent to the Senate for concurrence.

Resolved, That Mr. Cox have leave to absent himself from the service of this House during the session.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen:

We propose that the General Assembly ballot at four of the clock in the afternoon of Saturday, for a Council of State, Delegates to represent this State in Congress, to take place after the time expires for which the present Delegates are elected to serve, for a Comptroller and a Treasurer, and have appointed Mr. Payne and Mr. Wilson to superintend and conduct the balloting.

Received from the Senate a Resolve requesting His Excellency the Governor, to issue four Warrants on the Treasury in favour of John A. Campbell for the sum mentioned in a Resolve drawn on the Treasury in favour of James Spicer, which being read, was concurred with and returned.

Received also a message from His Excellency the Governor. Endorsed, read and referred to Genl. Jones and Mr. Hill.

The Bill for dividing the County of Guilford was read the second time and laid over until the next Assembly.

The Bill to amend an act entitled "an Act for dividing the County of Cumberland, passed at Hillsborough last General Assembly and to confirm the proceeding of the Justices of Moore County, and to alter the time of holding the Courts in said County," was read the second time, amended, passed and sent to the Senate.

The Bill for extending the dividing line between the Counties of Hyde, Beaufort and Tyrrell, was read the second time, amended, passed and sent to the Senate.

Mr. Blount presented the Petition of a number of the Inhabitants of Pasquotank County against establishing the Court House of said County at Windfield. Ordered that the same be filed.

The Bill to establish a Town on the lands of Thomas Relf in Pasquotank County, &c., was read the second time, and laid over until the next session of Assembly.

Received from the Senate a Resolve empowering the Honourable Richard Caswell, Esquire, as soon as the time of the present Governor expires, to convene the Council of State and qualify as Gover-

nor of this State in their presence; which being read, was concurred with and returned.

The Bill for appointing County Commissioners for taking affidavits in causes of Law and Equity, was read the second time, amended, passed and sent to the Senate.

The Bill for extending the line between the Counties of Burke and Rutherford was read the second time, passed and sent to the Senate.

The Bill to amend an act intitled "an Act for laying a tax on the County of Northampton for repairing the public buildings thereof, and to appoint and impower Commissioners for that purpose," was read the second time, passed and ordered to be engrossed.

The Bill to limit the time of the continuance of the several Boards of Auditors in this State and the Board for settling and liquidating the Accounts of the Continental officers and Soldiers to a certain period, and to impower the Treasurers to pay out of the tax for the year 1784, the money which they were to have paid agreeable to an Act of Assembly passed at Hillsborough in June last, was read the second time, amended, passed and sent to the Senate.

The Bill to impower former sheriffs to collect the arrears of public Taxes, &c., was read the second time and laid over until the next General Assembly.

The Bill for ascertaining and fixing the time when acts of the General Assembly of this State shall commence to be in force and have effect, was read the second time and rejected.

The Bill to compel the Commissioners of ports Bath, Beaufort and Roanoke to remove Pilots who refuse to take branches off the public grounds on Ocracoke Island, and to empower said Commissioners to employ other persons to act as pilots at Ocracoke Inlet was read the second time, amended, passed and sent to the Senate.

The Bill for levying a tax in the Counties of Hillsborough and Salisbury District for the repairs of the District Buildings in the Towns of Hillsborough and Salisbury, was read the second time, amended, passed and orderel to be engrossed.

The Bill to supply the loss of a patent for a certain tract of land lying in Currituck County, granted to Richard Cummingforth, was read the second time, passed and sent to the Senate.

Resolved, That Mr. Davie and Mr. Hay, with such members of the Senate as may be appointed, examine the Engrossed Bills.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen:

This House have appointed Mr. Davie, Mr. Payne, Mr. Mackay and Mr. Hay, with such of your body as you may appiont, to examine the Engrossed Bills.

The House adjourned till To-morrow morning 9 o'clock.

FRIDAY, 19 November, 1784.

The House met according to adjournment.

The Bill to direct Sheriffs in levying Executions and the disposal of lands, goods and chattels taken thereon, was read the second time and rejected.

On the question shall this Bill pass or not pass, the yeas and nays were required by Mr. Person which are as follows, vizt.:

Yeas—Messrs. Bonds, Hay, Moye, Hamilton, Alford, Moore, Mayo, Robins, Person, West, Cox, Yancey, Phifer, Wilson, McKissick, Withrow and Ross.—17.

Nays—Messrs. Tim. Bloodworth, White, Bryan, Clem. Hall, B. Jones, J. Reddick, Ashe, Lytle, Kendall, Randall, Mebane, Eborn, Diggs, Alderson, J. Bloodworth, Yates, Shepperd, Blount, Martin, Stewart, Starkey, Handley, Dejarnatt, Jordan, T. Jones, Boon, Leak, A. Hill, Sharpe, Robeson, Humphries, Franklin, Lewis, Davie, Sloan, Outlaw, Dixon, Mackay, McCullock, Cabarrus and Flowers.—41.

The Bill for dividing the District of Morgan, was read the second time, amended, passed and sent to the Senate.

The Bill to prevent unjust appeals, and to impower the County Courts in this State to provide for the safe keeping of the estates of Idiots and Lunatics, was read the second time, amended, passed and ordered to be Engrossed.

Received from the Senate the following Message:

Mr. Speaker and Gentlemen:

We consent that the General Assembly ballot on Saturday next at the time by you proposed, for the several Officers of State mentioned in your message on that head, and appoint Mr. Galloway and Mr. Skinner to superintend the balloting.

The Bill declaring the currency certificates issued by the State Auditors and the Certificates issued by the Comptroller General, previous to the 25th day of May, 1783, &c., was read the second time and rejected.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House have appointed Genl. Jones, Mr. Macon, Mr. Gallaway and Mr. Taylor a Committee, who will act with the Gentlemen by you appointed to examine the Engrossed copies of such Bills as may be passed by the present Assembly.

Ordered that the following message be sent to the Senate.

Mr. Speaker and Gentlemen:

This House nominate for a Treasurer William Skinner, Memucan Hunt, Benjamin Exum, and John Macon, Esquires. For Delegates, John Sitgreaves, Alexander Martin, Timothy Bloodworth, Adlai Osborn, Whitmill Hill, Benjamin Smith, and Charles Johnston, Esquires. For Comptroller, The Honourable William Blount and Francis Child, Esquires. For a Council of State, Thomas Leach, John Hawks, Jacob Blount, James Armstrong, James Kenan, James Gorham, Thomas Rutledge, Abram Sheppard, Benjamin Shepperd, Robert Lanier, The Marquis De Britigney, Stephen Cobb, Edward Winslow, Thomas Eaton, Thomas Polk, Thomas Barker, John Simpson, Robert Burton, John W. Stanley, Robert Rowan, Robert Bignall and James Hogg, Esquires.

The Bill directing the sale of confiscated property was read the second time, amended, passed and sent to the Senate.

Received from his Excellency the Governor, the following message:

To the Honourable the General Assembly:

Gentlemen:

Herewith I send for your perusal a letter received from Mr. Spaight.

ALEX. MARTIN.

At the same received the letter above referred to, which being read, was ordered to be sent to the Senate.

The Bill to impower the County Court of Wayne to lay a tax for two years, for the purpose of finishing and compleating the Court

House, prison and stocks, and for defraying the contingent charges of said County, was read the second time, passed and sent to the Senate.

The Bill to enable Benjamin Blount of Tyrrell County, Trustee of Thomas Bogg, to sue for and recover for and to the use and uses of the children of the said Thomas Bogg, all debts due and owing to the said Thomas Bogg and all other things in action which the said Thomas Bogg might have lawfully sued for and recovered, was read the second time, passed and sent to the Senate.

The Bill to prevent Horse Stealing, was read the second time, passed and sent to the Senate.

The Bill to authorize and impower the Governor, or Commander-in-Chief for the time being, to issue a Proclamation requiring certain offenders therein mentioned to surrender themselves within a limited time, and in case of failure offering a reward to any person or persons who shall apprehend and bring to justice such offenders, was read the second time, passed and ordered to be engrossed.

The Bill for altering the Oath of Allegiance and the Oath of affirmation of Fidelity, was read the second time, amended, passed & sent to the Senate.

The Bill to remove all disabilities from Simon Cleary and others therein named, was read the second time, passed and sent to the Senate.

The Bill to secure the property of Elizabeth Bonner in the hands of Trustees, was read the second time, amended, passed and sent to the Senate.

The Bill for laying a Tax in the town of Wilmington for the better Government thereof, and for the Election of Commissioners for the succeeding year, was read the second time, amended, passed and sent to the Senate.

The Bill for the more ready and effectual execution of process issuing from the several Courts of Law and Equity, in cases where the Sheriff or Coroner may be resisted, and the power of the County should be found insufficient for the purpose, was read the second time, amended, passed and sent to the Senate.

Ordered that the Bill to alter and amend an Act intitled "an Act to amend an act intitled an act for ascertaining what property in

this State shall be deemed taxable property, &c.," be laid over until the next Assembly.

Ordered that the Bill for appointing a Treasurer and directing his duty in office, be laid over until the next Assembly.

Mr. Sharpe delivered in the report of the Committee on the Petition of David Miller, which had been recommitted.

On motion, Resolved, That the Papers and the Petition on which the Report in favour of Mr. Miller was founded be delivered to him.

Ordered that the Bill to amend an Act passed the last General Assembly intitled "an Act for altering the time of holding the annual Elections," &c., be laid over until the next Assembly.

Resolved, That Mr. Boon have leave of absence during the session.

On the passage of the Bill for levying a Tax for the support of Government and for the redemption of Continental Money, old paper Currency, Specie and other Certificates;

Waightstill Avery dissented and protested as follows:

1st. Because, by this Bill Land one of the great objects of taxation, is taxed by the hundred acres, in which mode the tax on the richest and most valuable lands in the State is no greater than the tax imposed on the poorest lands of very little value, which falls unjustly heavy on the owners of such poor land to their geat oppression.

2nd. Because, the lands near to navigable waters and places of Exportation yielding a greater and more ready profit to those who cultivate the same, ought to pay a tax larger in proportion to these advantages, which so greatly increases the value of such lands, while on the other hand, Lands more remote altho' of equal fertility do not yield equal profit to the owner by any manner of cultivation, because a considerable part of the value of the produce is lost by an expensive land carriage conveying the same to market.

Lands near to navigation, must be at least ten times more valuable than lands of equal fertility two hundred and fifty miles further back, for instance the whole district of Morgan, and a considerable part of the District of Salisbury.

3rd. Because, whereas, a moderate tax by assessment on lands without being burthensome to any, will amount to a much larger sum than the present mode will raise; It is therefore not only un-

just, but impolitic to lay aside an equitable and well proportioned mode of taxing lands according to the value, which falls properly on the wealthy land holders possessed of the richest and most valuable Lands who are best able to pay, and adopt a new mode that will lessen the amount of the taxes, and still place distressing burthens on the owners of poor lands of little value who are least able to bear the load, and from whom in every instance the collection will be more difficult, and in some instance impossible, and therefore must fail, and by such failure the revenue will be further diminished.

He therefore protests against the mode of taxing Lands by the hundred Acres as impolitic, unjust and oppressive to the poor.

Signed,

WAIGHTSTILL AVERY.

We, the subscribers, also protest against the said Bill for the reasons above set forth.

John Humphries, Richard Singleton, Joseph Stewart, William Moore, Tignal Jones, Thornton Yancey, Joel Lewis, James Martin, Thomas Person.

Ordered that the Bill to describe and ascertain such persons who owed allegiance to this State, and who joined and continued with the Enemy during the late War, and who ought not to be admitted as Citizens thereof, and to impose certain disqualifications on certain persons therein described, be read the second time To-morrow.

Resolved, That Mr. Hay be excused from examining the Engrossed Bills and Mr. Person appointed in his stead.

Received from the Senate a Bill for the more regular collecting, payment of, and accounting for the public taxes. Endorsed, read the second time, passed and ordered to be Engrossed.

Ordered that this Bill be read the third time in this House To-morrow.

The House adjourned till To-morrow morning 9 o'clock.

SATURDAY, 20 November, 1784.

The House met according to adjournment.

The resignation of Samuel Harris and William Sharpe of their Commissions as justices of the Peace for the County of Rowan, was read and accepted and sent to the Senate.

Resolved, That the Warrants in favour of Members of the Gen-

eral Assembly for their attendance, signed by the Speakers of the two Houses, shall be received by the Collectors of Imposts at the several ports in payments of all duties on Importation.

Ordered that the folowing message be sent to the Senate.

Mr. Speaker and Gentlemen:

This House requests the Senate to resume the consideration of the recommendations of certain County Courts in favour of Militia Soldiers wounded in the service of this State, which were made agreeable to an act of the last General Assembly and concurred with by this House and take order thereon.

The Bill for the more regular collecting, payment of and accounting for the public Taxes, was read the third time, amended, passed and sent to the Senate.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We add to the nomination of Delegates the Honourable William Blount and William Walters, Esquires.

The resignation of Thomas Respass as a Justice of the Peace for Beaufort County, was read and accepted.

Received from the Senate the report of the Committee on the Petition of Thomas Davis, &c. Endorsed, read and concurred with; which being read, was concurred with and returned.

Ordered that the several Bills which were engrossed on the second reading in this House be sent to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We nominate for Delegates to represent this State in Congress, The Honourable William Blount, Esquire, and William Walters, John Sitgreaves, Alexander Martin, Adlai Osborne, Charles Johnston, Timothy Bloodworth and John Skinner, Esquires.

For a Comptroller of the public accounts of this State, Captain Francis Child.

For a Council of State, Joseph Leech, John Hawks, Jacob Blount, James Armstrong, Benjamin Hawkins, Robert Burton, James Kenan, Edward Starkey, Thomas Bonner, Thomas Rutledge, Robert Bignall, James Gorham, Stephen Cobb and Thomas Eaton, Esquires.

For a Treasurer of the State, William Skinner, Memucan Hunt, and Benjamin Exum, Esquires.

Received from the Senate a Bill for the Inspection of Tobacco in the Town of Hillsborough, which was read the third time, passed and returned.

Received from the Senate a Bill to adopt and recognize a Resolve of Congress of the twentieth of February, one thousand seven hundred and eighty-two, respecting a Commissioner to be appointed for the settlement of the Accounts of the United States with this State, among others. Endorsed, read the second time, passed and ordered to be engrossed.

Ordered that this Bill be read the third time; which was accordingly read the third time, passed and sent to the Senate.

Received from the Senate a Bill to ascertain the number of white and black Inhabitants, and the Citizens of every age and condition in this State. Endorsed, read the second time, passed & ordered to be engrossed.

Ordered that this Bill be read the third time; the same was accordingly read the third time, amended, passed and sent to the Senate.

The Bill to describe and ascertain such persons who owed allegiance to this State, and to impose certain disqualifications on certain persons therein discribed, was read the second time, amended, passed and sent to the Senate.

Ordered that the Speaker do sign and ratify the act intitled "an Act to repeal an act intitled an act ceding to the Congress of the United States certain Western Lands therein discribed, and authorizing the Delegates from this State in Congress to execute a deed or deeds for the same."

Received from the Senate the following Message:

Mr. Speaker and Gentlemen:

This House being anxious to compleat the business of the session propose that the General Assembly proceed on business To-morrow.

Ordered that the following Message be sent to the Senate:

Mr. Speaker and Gentlemen:

This House agree to do business To-morrow.

Mr. Payne from the joint Balloting from the several officers of State Reported:

That the Honourable William Blount, Esquire, had 93 votes as Delegate; the Honourable John Sitgreaves, Esq., 87; Charles Johnston, Esq., 76; The Honourable Adlai Osborne, Esquire, 70; Timothy Bloodworth, Esquire, 65. All of which appeared to have a large majority of the votes of both Houses of the General Assembly.

That Francis Child, Esquire, was elected Comptroller of public accots. and Memucan Hunt, Esquire, Treasurer.

That Joseph Leach, James Kenan, James Armstrong and John Hawkes, Esq., were elected members of the Council of State.

The House taking the said report into consideration concurred therewith, and resolved that a message be sent to the Senate proposing to ballot at four o'clock To-morrow for one Delegate and three Councillors.

The House adjourned till To-morrow morning 9 o'clock.

SUNDAY, 21 November, 1784.

The House met according to adjournment.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose balloting at 4 o'clock this evening for one Delegate and three Councillors.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

On considering the disorder that would naturally be occasioned by balloting for the officers yet to be elected, until To-morrow 4 o'clock in the evening, and have determined to adjourn till To-morrow morning 9 o'clock.

The House adjourned accordingly.

MONDAY, 22 November, 1784.

The House met according to adjournment.

Resolved, That Mr. Peter Robeson and Mr. John B. Ashe have leave of absence during the session.

Received also, that Mr. J. G. Blount have leave of absence after To-morrow.

Resolved, That the appointment of Edmund Blount of Chowan, to the office of vendue Master for the town of Edenton, was unconstitutional and shall remain void, and that Matthew O'Mally be

and he is hereby appointed to the said office, in place of the said Edmund Blount, Sheriff of the said County.

Ordered that this Resolve be sent to the Senate for concurrence.

On the third and last reading of the Bill for raising a public revenue, &c., a motion was made and seconded that the following words should be deled, vizt.:

"And that all goods imported by merchants into this State by Land for the sake of Trade and Commerce shall pay the same duty as goods imported in this State by Water," which was objected to; the question being put was carried in the negative, whereupon Mr. Person required the yeas and nays, which are as follows, vizt.:

Yeas:—Messrs. Bond, J. Paine, Shepperd, Martin, Stewart, Alford, Moore, Dejarnett, Tignall Jones, Leak, Robins, A. Hill, Kerr, Person, Humphries, D. Hall, Franklin, Yancey, Phifer, Wilson, McKissick, Outlaw, Mackay and Gray.—24.

Nays—Messrs. M. Payne, Tim. Bloodworth, White, Bryan, C. Hall, B. Jones J. Reddick, Kendall, Hay, Moye, Diggs, S. Singleton, Alderson, J. Bloodworth, Yates, Maclaine, Starkey, Reed, Jordan, Mayo, Reading, Stone, Sharpe, West, Lewis, Rand, Davie, Sloan, Ross, McCullock, Cabarrus, Flowers, J. G. Blount and Ashe. —34.

Received from the Senate a Resolve appointing Ambrose Ramsey, Esq., Brigadier General of the District of Hillsborough; which being read, was concurred with and returned.

Received also a Resolve requesting his Excellency the Governor, to issue a Proclamation as therein mentioned; which being read, was concurred with and returned.

Received from the Senate the Resolve of this House directing the Collectors of the Imposts to receive the members' certificates, &c., concurred with.

Received also the resignation of Thomas Respass. Endorsed, accepted.

The Bill to prevent persons holding offices of profit from enjoying seats in the General Assembly, was read the third time and passed.

The Bill for clearing and opening the navigation of Tar River and Fishing Creek, in the Counties of Pitt, Edgecombe and Halifax, was read the third time and passed.

The Bill for impowering the Commissioners of public buildings

in Bladen County to sell the public lots reserved for said buildings, to purchase others and build the Court House on the street, if more eligible in their opinion, was read the third time and passed.

The Bill for extending the dividing line between the Counties of Hyde, Beaufort and Tyrrell was read the third time, passed and sent to the Senate.

The Bill to amend an act intitled "an Act for levying a Tax on every hundred pounds value of taxable property in the District of New Bern for repairing the Gaol of the said District," was read the third time, passed and sent to the Senate.

The Bill to amend an act intitled "an Act for establishing a Town in Jones County," also one other act intitled "an act for dividing Craven County into two distinct Counties and for other purposes therein mentioned," was read the third time and passed.

The Bill to amend an act entitled "an Act for levying a Tax on the County of Northampton for repairing the public buildings thereof and to appoint and impower Commissioners for that purpose," was read the third time and passed.

The Bill directing the mode of proceeding against the real estates of deceased persons, where the personal estate is insufficient for the payment of the debts, was read the third time, amended by consent of the Senate, passed and ordered to be again engrossed.

The Bill for raising a public revenue for the support of Government and to repeal an act intitled "an Act to prevent excessive gaming," was read the third time, amended by consent of the Senate, passed and ordered to be again Engrossed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We agree that the General Assembly ballot at 4 o'clock this evening for one Delegate and three Councillors, as by you proposed. At the request of Mr. Walters his name is withdrawn from the nomination for Delegates. Mr. Gallaway & Mr. Skinner will superintend the balloting on the part of this House.

The Bill to regulate and ascertain the several officers' fees therein mentioned, and for altering the times of holding the Superior Courts of Law and Equity for the Districts of Halifax, Edenton, New

Bern and Wilmington, was read the third time, passed and ordered to be again Engrossed.

The Bill to amend an act passed at the last session of the General Assembly intitled "an Act for the relief of such persons as have been disabled by wounds or rendered incapable of procuring for themselves and families subsistence in the Militia service of this State and providing for the Widows and Orphans of such as have died," was read the third time, amended by consent of the Senate, passed and ordered to be again Engrossed.

The Bill to limit the time of the continuance of the several Boards of Auditors in this State, and of the Board for settling and liquidating the accounts of the Continental Officers and Soldiers to a certain period, and to impower the Treasurer to pay out of the Tax for the year seventeen hundred and eighty-four the money which was to have been paid agreeable to an act of the Assembly passed at Hillsborough in June last, was read the third time, amended, passed and sent to the Senate.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

We propose that the estimate of allowance to the members of the present Assembly be made up to Thursday next inclusive, at the rate of sixteen shillings per day.

Ordered that the following message be sent to the Senate;

Mr. Speaker and Gentlemen:

This House agree to the Proposition of the Senate, relative to making out the Estimate, in every respect.

Mr. Speaker and Gentlemen:

Mr. Payne and Mr. Wilson attend to receive the ballots from the members of the Senate, agreeable to the votes of both Houses this Day agreed upon.

The Bill to impower the County Courts of Pleas and Quarter Sessions of the several Counties in this State to order the laying out public roads, and to establish and settle ferries, and to appoint where bridges shall be built, and to clear Inland Rivers and Creeks, was read the third time, amended, passed and sent to the Senate.

Mr. Payne, from the joint balloting for a Delegate and three members of the Council of State, Reported that the Honourable

Richard Dobbs Spaight, Esquire, was elected a Delegate. Robert Burton, Abraham Shepperd and Thomas Eaton, Esquires, members of the Council.

The House taking the said report into consideration concurred therewith.

The Bill to alter the time of holding the several County Courts of Pleas and Quarter Sessions therein mentioned, was read the third time, amended, passed and sent to the Senate.

The Bill to compel the commissioners of Ports Bath, Beaufort and Roanoke, to remove Pilots who refuse to take branches off the public grounds on Ocracoke Island, and to impower said Commissioners to employ other persons to act as Pilots at Ocracoke Inlet, was read the third time, passed and sent to the Senate.

The Bill to release James Underwood and Job Ward from the forfeiture of a recognizance entered into for the appearance of a certain Daniel Campbell before the Superior Court at Hillsborough District, & from a judgment given upon the said forfeiture, was read the third time, passed and sent to the Senate.

The Bill for impowering the County Court of Warren and Franklin to levy a further tax on the inhabitants of said Counties for defraying the expence of building the Court House, prison and stocks, was read the third time, passed and sent to the Senate.

The Bill to establish the town of Morgan, and to direct the building a Court House and prison in the same, for the district of Morgan, was read the third time, passed and sent to the Senate.

Mr. Person, from the Committee appointed to examine and report on the accounts of Drury Gee, late Sheriff of Northampton County, Reported as follows, vizt.:

Your Committee having duly considered the claim of Drury Gee, formerly Sheriff of Northampton County, find there is a balance of two hundred and sixty-six pounds fourteen shillings and five pence currency equal to six shillings and eight pence, justly due to him. Your Committee having taken into consideration the Petition of Mr. Allen Jones, respecting draughts on the County Commissioners of specific supplies, are of opinion that the Comptroller General credit the several County Commissioners for the draughts aforesaid and that he furnish Mr. Jackson, assistant Commissioner of Army settlements, with a copy of such draughts, whereby he may be

enabled to charge the several officers to whom such draughts were given, and that the Comptroller General charge the United States with the amount thereof and hold up the original draughts as vouchers. All which is submitted.

THOMAS PERSON, Ch.

The House taking the said report into consideration concurred therewith.

An additional Bill to amend an Act intitled "an Act for purchasing a lot or lots in the Town of Wilmington for the purpose of building a Gaol for the District of Wilmington, and other purposes," passed at Hillsborough in the year one thousand seven hundred and eighty three, and an act intitled "an Act for purchasing a lot or lots in the town of Wilmington for the purpose of building a Jail for the District of Wilmington and other purposes, and for repairing the Court House of said District," passed at Hillsborough last Assembly, was read the third time, passed and sent to the Senate.

The Bill to establish the principal streets and squares of Fayetteville, as laid down in a plan of the said Town by Commissioners appointed by an act passed at Hillsborough the Eighteenth day of April, in the seventh year of the Independence of this State, intitled "an Act for appointing the several persons therein mentioned to lay out the streets in upper Campbelton in Cumberland County, and for the said Town, and giving a further time for saving lots in the lower town, and for altering the name of Campbelton to Fayetteville," was read the third time, passed and sent to the Senate.

The House adjourned till To-morrow Morning 9 o'clock.

TUESDAY, 23 November, 1784.

The House met according to adjournment.

Received from the Senate the Resolve of this House appointing Matthew O'Mally, Vendue Master at Edenton, Concurred with.

The resignation of Joseph Reddick as a Justice of the Peace for Gates County, and the resignation of Zedekiah Stone and Watkin Wm. Winn, Justices of Bertie County, were read and accepted, and sent to the Senate.

The Bill to amend an act entitled "an Act for altering the time of holding the annual elections and annual Assemblies, and directing

the manner of electing the annual officers for the succeeding year," was read the third time & passed.

The Bill to explain, amend and supply the deficiencies of an act passed last Assembly at Hillsborough intitled "an Act to regulate the descent of real estates, to do away entails, to make provision for widows and to prevent frauds in the execution of last Wills and testaments, and for directing how deeds of gifts and Bills of sales of Slaves shall be executed, authenticated and perpetuated," was read the third time, amended, passed and sent to the Senate.

Received from the Senate the report of the Committee on the Accounts of Drury Gee, and on the Petition of Mr. Allen Jones. Endorsed, concurred with.

On the third reading in this House, the Bill to explain, amend and supply the deficiencies of an act passed last Assembly at Hillsborough intitled "an Act to regulate the descent of real Estates, &c." The following Enacting clause was deled, vizt.:

"And be it further enacted by the authority aforesaid, that such part of the personal Estate of any deceased person as may be laid off for the Widow as directed by the eighth section of the before recited Act, and shall consist of slaves, shall be laid off to such Widow for life only, and after her death shall go according to the Statute of distributions; and every widow of any deceased person before receiving into her possession any such slaves shall give bond to the County Court in the value thereof, that such slaves, with their increase, shall be returned to the executors or administrators of her deceased husband immediately upon her death, free of all charges and expences whatever." On the third reading of this Bill in the Senate, they proposed, by message, that the Commons should consent to stet this clause. A motion was made and seconded that this House should concur with the Proposition of the Senate which was objected to and the question was carried in the affirmative; whereupon the yeas and nays were required by Mr. Bloodworth, which are as follows, vizt.:

Yeas—Messrs. M. Payne, Hay, Diggs, Alderson, Maclaine, Martin, Hamilton, Starkey, Tignal Jones, Mayo, Leak, Robins, A. Hill, Reading, Stone, Person, Humphries, D. Hall, West, Lewis, Phifer, Rand, Davie, Ross, Macey, McCullock, Cabarrus, Dejarnatt and Flowers.—29.

Nays—Messrs. T. Bloodworth, White, Bryan, C. Hall, J. Reddick, Bonds, Kendall, Mebane, Moye, J. Bloodworth, Yates, Stewart, Alford, Moore, Reed, Jordan, Sharp, Kerr, Franklin, Yancey, Wilson, Sloan, McKissick, Withrow, Dixon, Avery and R. Singleton.—27. Mr. Herndon refused to vote on the question.

The Bill for levying a tax for the support of Government & for the redemption of Continental money, old paper currency, specie and other certificates, was read the third time, amended by consent of the Senate, passed and ordered to be again Engrossed.

The Bill for removing the public buildings of Mecklenburg County from Charlotte to the centre of said County, appointing Commissioners to find said center and to superintend the erecting a Court House, prison and stocks as near said center as convenience will permit, and altering the mode of annual elections in said County, was read the third time, passed and sent to the Senate.

The Bill to amend an act intitled "an Act for dividing the County of Cumberland, passed at Hillsborough last General Assembly, and to confirm the proceedings of the Justices of Moore County, and to alter the times of holding the Courts of the same County," was read the third time, passed and sent to the Senate.

The Bill to remove all disabilities from Simon Cleary and others therein mentioned, was read the third time, passed and sent to the Senate.

Received from the Senate a Resolve allowing Benjamin Exum, Esquire, one hundred and two pounds sixteen shillings; which being read, was concurred with and returned.

The Bill for the encouragement of learning in the District of Salisbury, was read the third time, passed and sent to the Senate.

Ordered that the Bill to amend an act for dividing Duplin County be laid over until To-morrow.

The Bill to describe and ascertain such persons who owed allegiance to this State, and to impose certain disqualifications on certain persons therein mentioned, was read the third time, passed and sent to the Senate.

Ordered that the Bill directing the sale of confiscated property be read the third time To-morrow.

The Bill for levying a tax in the Counties of Hillsborough & Salisbury Districts for the repairs of the District Buildings in the Towns

of Hillsborough and Salisbury and directing the method of calling to account the Commissioners of public buildings heretofore or hereafter to be appointed, was read the third time, amended by consent of the Senate, passed and ordered to be again Engrossed.

The House adjourned till To-morrow morning 9 o'clock.

WEDNESDAY, 24 November, 1784.

The House met according to adjournment.

The Bill to impower the County Court of Wayne to lay a tax annually for the purpose of finishing and compleating the Court House, prison and stocks, and for defraying the contingent charges of said County, was read the third time, passed and sent to the Senate.

The Bill to prevent Horse Stealing was read the third time, passed and sent to the Senate.

The Bill for appointing County Commissioners for taking affidavits in causes of Law and Equity, was read the third time, passed and sent to the Senate.

The Bill to supply the loss of a patent for a certain Tract of Land lying in Currituck County, granted to Richard Cummingforth, was read the third time, passed and sent to the Senate.

Mr. Maclaine moved for leave to withdraw from the House "The Bill for laying a Tax in the town of Wilmington for the better Government thereof and for the election of Commissioners for the succeeding year." Ordered that he have leave accordingly.

Received from the Senate the Petition of Henry Emanuel Lutterloch. Endorsed, read and referred to the Committee to whom was referred the Petition of Mr. Thomas Davis; which being read, was referred to the said Committee by this House and returned.

The Bill for obtaining an accurate account of the Militia service during the late War, in order that the claims of this State upon the United States may be ascertained, was read the third time, passed and ordered to be again engrossed.

The Petition of Benjamin McCullock, praying that the General Assembly would suspend the sale of such part of the property formerly belonging to Henry Eustace McCullock as remains yet unsold, until the annual meeting of the General Assembly, was read and ordered to be sent to the Senate with the Bill directing the sale of confiscated property.

The Bill for dividing the District of Morgan, was read the third time, amended, passed and sent to the Senate.

On the third reading of the Bill directing the sale of confiscated property, in the clause declaring what should be received in payment of confiscated debts the following words were proposed as an amendment, vizt.:

"Specie, Specie Certificates, or currency of the State shall be received"; this being objected to the question was put and carried in the affirmative; whereupon the yeas and nays were required by Mr. Sharpe, which are as follows:

Yeas—Messrs. Tim. Bloodworth, White, Bryan, B. Jones, J. Paine, Lytle, Kendall, Mebane, Diggs, S. Singleton, J. Bloodworth, Yates, Shepperd, Martin, Stewart, Hamilton, Alford, Moore, Dejarnatt, Jordan, Leak, Robins, A. Hill, Kerr, Humphries, Nash, Herndon, Yancey, Phifer, Wilson, Rand, Outlaw, Withrow, Ross, Dickson, Cabarrus, Flowers, R. Singleton, J. Reddick and Tignal Jones.—40.

Nays—Messrs. M. Payne, E. Hall, Hay, Maclaine, Starkey, Mayo, Stone, Sharpe, Person, Lewis, Davie, Sloan, McKissick and McCullock.—14.

The Bill directing the sale of confiscated property was read the third time, passed and sent to the Senate.

Received from the Senate a Resolve allowing the Orphans of Daniel Sisk a certain sum therein mentioned, which being read was concurred with and returned.

Received also the resolve of this House allowing Issac Reed, Moses Griffin & Benjamin Clash, each, the sum therein mentioned, concurred with; and the resignation of Joseph Reddick, Zedekiah Stone and Watkins Wm. Winn. Endorsed, accepted.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

On reading the last time the Bill relative to the Pilots at Ocracoke Bar, this House have thought proper to reject it.

Ordered that the Bill to amend an Act for dividing Duplin County lie over until the next Assembly.

The Bill for the more ready and effectual execution of process issuing from the several Courts of Law and Equity in cases where the Sheriff or Coroner may be resisted and the power of the Coun-

ty should be found insufficient for the purpose, was read the third time, passed and sent to the Senate.

The Bill for repealing part of an act passed at New Bern in November, one thousand seven hundred and seventy-seven, intitled "an Act to regulate and ascertain the fees of clerks in the Superior and County Courts, justices of the Peace and Attornies in this State and directing the method of paying the same," also part of an act passed at Halifax in January, one thousand seven hundred and seventy-nine, also intitled "an Act to ascertain the fees of Clerks in the Superior and County Courts, Justices of the Peace and Attornies in this State," was read the third time and passed.

The Bill to prevent unjust appeals and to impower the County Courts in this State to provide for the safe keeping of the Estates of Idiots and Lunatics, was read the third time and passed.

The Bill for altering the Oath of Allegiance and the Oath of Affirmation of Fidelity, was read the third time, passed and sent to the Senate.

The Bill to enable Benjamin Blount of Tyrrell County, Trustee to Thomas Bogg, to sue for and recover for and to the use and uses of the children of the said Thomas Bogg, all debts due and owing to the said Thomas Bogg and all other things in action which the said Thomas Bogg might have lawfully sued for and recovered; was read the third time, passed and sent to the Senate.

The Bill to secure the property of Elizabeth Bonner in the hands of Trustees, was read the third time, passed and sent to the Senate.

The Bill to prevent the issuing of Grants for lands on the Western Waters to such as have paid for the entry thereof in Counterfeit Certificates, and until the Surveyors fees shall be paid, and making provision for those who may have entered lands previously located by others, was read the third time, amended, passed and sent to the Senate.

Resolved, That Mr. Bloodworth and Mr. Avery be a Committee to examine and report To-morrow on the Accounts of Dr. Blythe.

Received from the Senate the following reports of the Committee of Propositions and Grievances, concurred with by that House, vizt.:

On the account of Thomas Scurlock;

On the Claim of William Borden;

On the account of Thornton Yancey;

On the Claim of Young Birt;
On the Claim of Jesse Croom;
On the Claim of Osborne Jeffreys;
On the Claim of John Haley;
On the Claim of William King;
On the Claim of Joseph Boon, &
On the Claim of William Moore and Philip Thomas; which being read, were concurred with and returned.

Received also the report of the Committee appointed to receive of the Treasurers the money too much worn to continue in circulation. Endorsed, read and concurred with; which being read, was concurred with by this House and returned.

The House adjourned till to-morrow morning 9 o'clock.

THURSDAY, 25 November, 1784.

The House met according to adjournment.

The resignation of William Tisdale, a Justice of the Peace for Craven County, was read and accepted, and sent to the Senate.

The Petition of Thomas and Titus Ogden, was read and laid over until the next Assembly.

Mr. Bloodworth, from the Committee to whom was referred the accounts of Dr. Blythe, reported as follows:

The Committee to whom was referred the accounts of Dr. Joseph Blythe report that they have examined the said accounts and vouchers, and are of opinion that his claims for services performed, and medicines actually furnished, to the amount of two hundred and seventy-eight pounds are sufficiently supported, and that the same ought to be allowed and paid by the Treasurer, and that the Claims of Doctor Blythe for the further sum of two hundred and twenty pounds ought to be rejected. All which is submitted.

TIMOTHY BLOODWORTH, Ch.

The House taking the said report into consideration concurred therewith.

Ordered that the same be sent to the Senate.

The Bill to establish in the Towns of Edenton, Washington, New Bern and Wilmington, Courts for the speedy decision of Mercantile Transactions with Foreigners and Transient persons and of

Maritime Affairs, was read the third time, amended, passed and sent to the Senate.

Received from the Senate the following reports of the Committee of Propositions and Grievances, concurred with by that House, vizt.:

On the Petition of Richard Cogdell;

On the Petition of William Boritz;

On the Petition of Jacob Sikes;

On the Petition of John McCoy;

On the Petition of William Moore and Phillip Thomas;

On the Petition of Edward Pearsall;

On the Petition of Andrew Bass;

On Ditto Ditto;

On the account of William Graham;

On the Claim of Sampson Moseley, and

On the Petition of William Shaw; which being read, were severally concurred with and returned.

Resolved, That the estimate of the civil list, the incidental and continental charges of the expence of 1785, be made out by the Clerk from the Law establishing the Salaries for the next year and the report of the Committee on that head, and that the same be published by the public printer with the laws of this session.

Received from the Senate the report of the Committee on the representation of William Boritz. Endorsed, read and concurred with; which being read, was concurred with by this House and returned.

On the question, will the House concur with this report or not, it was objected to and carried in the affirmative; whereupon the yeas and nays were required by Mr. Mebane, which are as follows, vizt.:

Yeas—Messrs. M. Payne, Bryan, C. Hall, J. Riddick, J. Paine, Kendall, Hay, Moye, S. Singleton, Alderson, J. Bloodworth, Yates, Stewart, Hamilton, Starkey, Dejarnatt, Jordan, T. Jones, Mayo, Leak, Reading, Stone, Person, Humphries, D. Hall, West, Yancey, Wilson, Davie, Sloan, Outlaw, Ross, Dickson, Cabarrus, Gray and Flowers.—36.

Nays—Messrs. White, B. Jones, Mebane, Lytle, Sharpe, Phifer and Withrow.—7.

The Bill for allowing Salaries to the succeeding Officers of State and repealing so much of an Act intitled "an Act for allowing Sal-

aries to the Governor, Secretary and other officers of State, and other purposes, as come within the purview of this Act," was read the third time, passed and ordered to be again Engrossed.

Received from the Senate the report of the Committee on the account of Doctor Joseph Blythe, and the resolve of this House for publishing the estimate of the Civil list, &c., respectively concurred with.

Received also the resignation of William Tisdale. Endorsed, accepted.

The Bill to authorize or impower the Governor, or Commander-in-Chief for the time being, to issue a proclamation requiring certain offenders therein mentioned to surrender themselves within a limited time, and in case of failure offering a reward to any person or persons who shall apprehend and bring to justice such offenders; was read the third time and rejected.

Received from the Senate a Resolve appointing Commissioners to sell the old Court House in Duplin County; which being read, was concurred with and returned.

Mr. Person, from the Committee appointed to settle the Claim and Accounts of Drury Gee, former Sheriff of Northampton County, and to whom was referred sundry other accounts, Petitions and Memorials, reported as follows, vizt.:

That the account of John Taylor, late Auditor, appears to be just and ought to be allowed the sum of thirty-five pounds currency.

That on consideration of the Memorial of Henry Gutherey, one of the survivors imployed by the Commissioner for extending the boundary line between this and the State of Virginia, he was twelve months in that service as per certificate from under the hands of two of the Commissioners, and we are of opinion he ought to be allowed one hundred and twenty pounds currency.

That on consideration of the Petition and accounts of John Penn, Esq., late Delegate from this State to the Continental Congress, it appears there is a balance of seventeen hundred and eighty-nine pounds eight shillings and eight pence current money of this State, justly due, we are of opinion ought to be allowed him with interest till paid.

That on consideration of the Petition and accounts of John Williams, Esquire, late Delegate from this State to the Continental

Congress, it appears there is a ballance of two hundred and three pounds six shillings and eight pence justly due, which we are of opinion ought to be allowed him with interest from the present date till paid.

That on considering the account of the Honourable Samuel Ashe, Esquire, one of the Judges of the Superior Court, it appears that there is a balance of four hundred and sixty-five pounds five shillings and five pence justly due to him, to make good the depreciation on his Salaries heretofore received.

That on considering the Accounts of the Honourable Samuel Spencer, one of the Judges of the Superior Courts, it appears that there is justly due to him a balance of five hundred and seventy-two pounds two shillings and ten pence to make good the depreciation on the money heretofore received by him for his Salaries.

That on considering the Accounts of the Honourable John Williams, one of the Judges of the Superior Courts, it appears that there is justly due to him a balance of six hundred and seventy-three pounds nineteen shillings and seven pence to make good the depreciation of the monies heretofore received by him for his salaries. All which is submitted.

THO. PERSON, Ch.

The House taking the said report into consideration concurred therewith, and ordered that the same be sent to the Senate.

Ordered that the following message be sent to the Senate:

Mr. Speaker and Gentlemen:

We propose to ballot immediately for an assistant Judge to the Court established over the Mountains, & put in nomination Mr. David Campbell. Mr. Wilson and Mr. Payne are appointed to conduct the balloting on the part of this House.

The Bill to amend an act of Assembly passed at Hillsborough in June, one thousand seven hundred and eighty-four, entitled "an Act for levying certain duties on all Foreign merchandize imported into this State in aid of the public finances & directing the mode of collecting the same," also to amend one other act passed in the same year, intitled "an Act to prevent the exportation of unmerchantable commodities," and to amend one other act of Assembly passed in May, one thousand seven hundrded and eighty-three, entitled "an Act

for facilitating the Navigation and regulating the Pilotage of the several ports of this State," was read the third time and passed.

Received from the Senate the following message:

Mr. Speaker and Gentlemen:

This House agree to ballot immediately for an assistant Judge and nominate for that appointment the same Gentlemen you propose.

Received from the Senate a Resolve directing the Comptroller to call on the Clothiers therein mentioned, and a resolve directing the Comptroller to pay to the Commissioner therein mentioned, &c.; which being read, were concurred with and returned.

Received from the Senate the resolve directing the Comptroller General to credit Nathan Keais as therein mentioned, concurred with by that House.

Resolved, That Robert Fenner be allowed the sum of thirty-five pounds four shillings for that sum by him paid for his Board when in service of the State, in taking care of the State Cloathing; That the Treasurers, or either of them, pay him the same and be allowed.

Mr. Payne, from the joint balloting for an assistant Judge, reported that David Campbell, Esquire, was elected Assistant Judge by a Majority of the votes of both Houses.

The House taking the said report into consideration concurred therewith.

Mr. Maclaine, according to order, delivered in the following protest, vizt.:

Protest against the passage of the Bill for repealing an act commonly called the cession act.

Dissentient:

Because, however ill founded the policy on which the cession of the western lands to the United States in Congress assembled was made, we conceive the grant by the act ceding the same irrevocable on the part of this State, and therefore the repeal disgraceful. That this step taken by the last session of Assembly was and is irrevocable we are convinced from our own reason, which (did it want support) is strongly confirmed from the conclusion of the protest entered into against the cession by many members of the last Assembly, who as members of this Assembly have advocated and voted for the repeal, but were the territory thus granted within our reach we can-

not but believe it inconsistent with the true interest of the State to recall to our possession a Country the inhabitants of which reject our Government, contribute not to its support, and who as long as they remain unwillingly attached to its empire remain a weight to our expence without relieving our public burthens.

Because, the reasons set forth in the preamble are not supported by any testimony, to induce us to believe them founded otherwise than in an unjustifiable suspicion of the Grand Council of the Fœderal Union of the United States of America, which may render our claims when brought forward to future account between this and the United States in Congress, objects of difficult settlement.

Because, the cession made by the act of the last General Assembly, and repealed by this Law, will in our opinion, have the worst tendency in contributing towards the continuance and increase of that division in the Councils of the United States, from whence have already proceeded many evils, and from the removal of all discord in our Congress rests (as we conceive) the future happiness and prosperity of North America.

Because, by the repeal of the cession made to Congress without any increase to the strength of the State, the inhabitants of the Western Country forming one tenth of the numbers of the people, by so much will increase the weight of our debt in the settlement of the expences of the War, the number of the people forming the Criterion by which the said debt is to be discharged.

Because, in the attempt to recall our Grant made under the act now repealed we prove ourselves unworthy to receive for North Carolina any benefit resulting from the liberal cessions of Western Territory made by other individual States to the United States in Congress Assembled, as a common fund for the use and benefit of the United States.

Because, between the absolute grant of the Western Territory made by one act, and further confirmed by another act of the last Session of Assembly, but from the tenor of the present act re-annexed to North Carolina the Government of the Western Country, will apparently pertain to both Congress and to this State and seem to belong to neither; during the confusion which must naturally spring from such situation the numerous inhabitants resident in the Country contended for, may from necessity erect themselves

into a distinct Government inconsistent with the benefits expected by the United States and subversive of our own pretended claims and the rights saved to our Citizens under the conditions of the act of Cession.

Desirous that our names as representative of the free men of North Carolina should be rescued from the disgrace attendant on a measure derogatory to the honour and advantage of the State, destructive of the harmony of the United States, inconsistent with the interests of our constituents and which may produce confusion and distress to our brethren westward of the Alleghany Mountains, we have for these reasons solemnly entered into and signed this our protest that the Misfortunes incident to this measure may not be chargeable to us, by our contemporaries or by posterity.

Signed:

Robert Diggs,	A. Maclaine,
John Shepperd,	Michl Payne,
Nathan Mayo,	John Hay,
Tho. Alderson,	Clem Hall,
John Jordan,	B. McCulloch,
Richd. Moye,	Zed. Stone,
John Reed,	Wm. Bryan,
Spyers Singleton,	B. Jones,
J. G. Blount,	Wm. Randall,
Ed. Starkey,	I. Ross.

Received from the Senate a message proposing to this House that they should consent that the following clauses should be erased from the Bill directing the sale of confiscated property, vizt.:

And whereas, There are debts to a very considerable amount due and owing by the inhabitants of this State to divers persons whose Estates have been confiscated who do not come within the description of those whose interests are secured by the fourth Article of the Treaty of Peace; And whereas, it is just that all such debts should be paid into the Treasury for the use of the State, otherwise they will necessarily fall into the coffers of individuals who have received the full value of what they owe:

Be it therefore enacted by the authority aforesaid, that the Commissioners appointed by this act shall demand and receive of, and from all, and every person and persons whose estates have been

confiscated previous to the cession of hostilities and whose interests are not secured by the Treaty of Peace, and the Commissioners shall and they are hereby invested with full power and authority to demand and receive all debts due to such persons and to give receipts and releases for the same which shall be good and effectual to discharge the respective debtors for so much as shall be actually paid in the same manner as if the payments had been made to the original creditors before any confiscation of such debts took place.

And be it enacted by the authority aforesaid, that if any person or persons owing any such debts as aforesaid or having in his or their hands or possession any such account Books, Bonds, Mortgages or other writings which may contain any proof, or lead to the discovery of any proof of any such debts, and shall refuse or neglect to pay or deliver the same to the Commissioners who shall make demand therefor, the Commissioners for the time being may commence and prosecute any action in Law or Equity for the recovery or discovery of such debts, accounts, books, bonds, mortgages, notes, and other writings respectively, which suit shall be in his own name for the use of the State, and judgment shall be had thereon in the same manner as if such suit had been commenced and prosecuted by the original creditor before any confiscation had taken place, any Law to the contrary notwithstanding, and as an encouragement to all persons indebted as aforesaid to pay up their respective debts by virtue of this act;

Be it enacted by the authority aforesaid, that all and every person and persons so indebted paying the full amount of his or their respective debt or debts to the Commissioner authorized to receive the same, shall not be chargeable with any interest thereon for the time comprehended between the tenth day of September, one thousand seven hundred and seventy-five until the ratification of this act, any Law to the contrary notwithstanding. But that the payment of the principal with the Interest to the said Tenth day of September, one thousand seven hundred and seventy-five, and after the ratification of this act, shall entitle him or them to a full discharge from such debt.

And whereas, it may have happened that persons who have paid sums of money due and owing for such debts into the hands of Com-

missioners of confiscated Estates, or into the public Treasury, and have obtained acquittances or other discharges in full for what they were supposed to be indebted may, notwithstanding, not have paid the full amount of what they respectively owed, and it would be unjust to deprive the State of any part of such confiscated debts. Be it therefore enacted by the authority aforesaid, that all persons who may have paid partial payments of such debts due and owing by them as aforesaid, though they may have obtained full discharges for the whole thereof, shall be considered in the same situation as those whose debts are yet altogether due, for so much as may yet remain unpaid.

And be it further enacted by the authority aforesaid, that all persons so indebted as aforesaid, who do not, whether the same shall be demanded or not, deliver to the Commissioner of their respective district within one year after the passing of this act, a just and true account on oath to the best of their knowledge and belief, of their respective debts, and how the same arose and became due, shall and may be sued and prosecuted for the recovery of such debt or debts by the original creditors, or their legal representatives, who shall recover from such debtor or debtors the full amount of what may be justly due, with Lawful Interest thereon for the whole time such debts have been payable, any thing in this or any other act to the contrary notwithstanding, in which suits and prosecutions no plea of limitation shall be received or admitted of.

And be it further enacted by the authority aforesaid, that in payment of the aforesaid debts, Specie, Specie Certificates or Currency of the State shall be received. Provided always, that this act shall not extend to the property of Edward Bridgen and ———— Waller of the City of London, Merchants and Partners, or to the property of either of them, any Law to the contrary notwithstanding, but that the sale of such property shall be suspended until the end of the next General Assembly.

A motion was made and seconded that this House should agree to the proposition of the Senate in erasing from the Bill the above clauses, which was objected to; the question being put it was carried in the affirmative, whereupon the yeas and nays were required by Mr. Person, which are as follows, vizt.:

Yeas—Messrs. M. Payne, T. Bloodworth, Bryan, White, C. Hall,

J. Reddick, Lytle, Mebane, Moye, Diggs, S. Singleton, Alderson, J. Bloodworth, Yates, Shepperd, Starkey, Moore, Reed, T. Jones, Mayo, Leak, Humphries, Franklin, Herndon, Outlaw, Withrow, Ross, Dickson and R. Singleton.—29.

Nays—Messrs. B. Jones, J. Paine, Kendall, Hay, Martin, Stewart, Hamilton, Dejarnatt, Robins, A. Hill, Stone, Sharpe, Kerr, Person, D. Hall, Lewis, Yancey, Phifer, Wilson, Davie, Sloan, McKissick, Mackay, McCullock, Gray and Flowers.—26.

The House adjourned till To-morrow morning 7 o'clock.

FRIDAY, 26 November, 1784.

The House met according to adjournment.

The House resumed the consideration of a Resolve of the Senate of the 11th Inst. impowering the Governor for the time being to carry into effect an act therein mentioned, when it was concurred with and returned.

Received from the Senate the report of the Committee on the Acct. of John Taylor. On the Petition of Henry Guthery. On the Petition and Acct. of John Penn, Esq., for attendance in Congress. On the Petition and Accts. of John Williams, Esq., for attendance in Congress. On the Accounts of Judge Ashe, Judge Spencer, and Judge Williams, for the depreciation of their Salaries, heretofore received. Respectively endorsed, read and concurred with.

Whereas, it hath been represented to this Assembly that Rice Bass, John Bass, Herman Bass, William Roberts, Thomas Dean, junior, and Daniel Miller stand indicted in the Superior Court of Law and Equity for the District of New Bern, for the murder of Martin Franks and James Blackshare, two of the citizens of this State, and although process of Law hath several times issued against them yet by their continuing in arms and shifting from County to County they have hitherto eluded the execution thereof and still lye out in obscure places frequently committing thefts and other depredations on the property and sometimes violences on the persons of individuals.

Therefore resolved, That His Excellency the Governor, or Commander-in-Chief for the time being, be and he is hereby authorized, impowered and required to issue a Proclamation thereby requiring the said Rice Bass, John Bass, Herman Bass, William Roberts,

Thomas Dean, junior, and Daniel Miller, and each of them to surrender him or themselves to some one of the Judges of the Superior Courts or Justices of the Peace within ninety days after the date of such proclamation to be dealt with according to the nature of his or their offences; and in case, the said Rice Bass, John Bass, Herman Bass, William Roberts, Thomas Dean, Jun., and Daniel Miller do not surrender themselves agreeable to the Tenor of such Proclamation, then or in such case the Governor or Commander-in-Chief as aforesaid is also authorized, impowered and required to offer a reward of fifty pounds to any person or persons for each and every of the said offenders whom he or they shall apprehend and bring to Justice.

Ordered that this Resolve be sent to the Senate for concurrence.

Received from the Senate the above resolve concurred with.

Resolved, That this House have a due sense of the assiduity and ability manifested by the Honourable the Speaker thereof in discharge of the many and important duties incident to his appointment during the whole of this present session.

The Business of the session being ended, Resolved, That the Speaker do sign the several Acts as the Acts of the General Assembly and the Journal as the Acts of this House.

By order,

J. Hunt, C. H. C.

APPENDIX.

Journal of the Expedition Against the Insurgents in the Western Frontier of North Carolina, Begun the 20th April, 1771.

Sunday, 21 April.

The Carteret Detachment consisting of one company marched into New Bern from Beaufort in the afternoon, under the Command of Col. Thompson.

Monday, 22 April.

The Craven Detachment consisting of four Companies (including the Rangers) marched into Town, & five waggons arrived from Orange County for the use of the Army; arrived also the Sloop from New York with two brass Field Pieces and their furniture, Drums, Colours, Camp Kettles, Leggings and Cockades.

Tuesday, 23 April.

The Brass field pieces were drawn up in the morning by the Soldiers, followed by the Colours and Drums, escorted by the Craven and Carteret Detachments to the place where they were lodged. In the afternoon four waggons from Rowan loaded with Flour, were pressed near New Bern and the Flour purchased by the Commissary for the use of the Troops. Six other Waggons arrived from Orange County, agreeable to order, for the public service; all which came upwards of two hundred miles from among the settlements of the Regulators.

Wednesday, 24 April.

The Craven and Carteret Detachments marched out of New Bern, with the two Field Pieces, Six Swivel Guns mounted on Carriages, Sixteen Waggons and Four Carts, loaded with Baggage, Ammunition and as much provision as would supply the several Detachments that were to join them on their Route to Hillsborough. The Craven and Carteret Detachments continued their march till 2 May when they arrived at Col. Bryan's, one hundred miles from New Bern,

the place of general rendezvous for the Troops that came from Wilmington and New Bern Districts.

NOTE.—The Governor left New Bern 27 April and arrived at Col. Bryan's 1 May; 2 May the Troops from the Two Districts joined.

Friday, 3 May—Union Camp.

The Governor reviewed, at 12 o'clock, the following Detachments in the Meadow at Smith's Ferry on the West Side of Neuse River.

Craven—Col. Leech, 3 Companies.
Craven—Capt. Neale, 1 Comp. of Rangers.
Carteret—Col. Thompson, 1
Dobbs—Col. Caswell, 4
New Hanover—Col. Ashe, 2
Johnston—Col. Bryan, 2
Pitt—Capt. Salter, 1
Onslow—Col. Cray, 1
Beaufort—Capt. Patton, 1
New Hanover—Col. Moore, 1 Artillery Comp.

Saturday, 4 May.

The Whole marched to Johnston Court House 9 miles.

Sunday, 5 May.

Marched to Major Hunter's in Wake County, 13 Miles.

Monday, 6 May.

The Army halted and the Governor reviewed the Wake Regiment at a general muster. Mr. Hinton, Colonel of the Regiment, acquainted the Governor that he had got but 22 men of the Company he had received orders to raise, owing to a disaffection among the Inhabitants of the County. The Governor observing a general discontent in the Wake Regiment as he passed along the front Rank of the Battalion, seeing that not more than one man in five had arms and finding that upon his calling on them to turn out as Volunteers in the Service, they refused to obey, ordered the Army to surround the Battalion, which being effected he directed three of his Colonels to draft out forty of the most sightly and most active men, which caused no small panic in the Regiment consisting at that time of about 400 men. During this drafting the officers of

the Army were active in persuading the men to enlist, and in less than two hours compleated the Wake Company to 50 men. The 40 men drafted were released upon their giving their parole they would return next day with their Arms to lend them to such Volunteers as stood in need of them. Night coming on the Wake Regiment was dismissed, much ashamed both of their Disgrace and their own conduct which occasioned it. The Army returned to Camp.

Tuesday, 7 May.

The Wake Detachment consisting of one Company, being their complement of men, and supplyed with arms by those men that were drafted the Evening preceding, marched and encamped with the Army at Jones' on Crab Tree Creek, 12 Miles from Hunter's. Rained hard most of the night.

Wednesday, 8 May.

Col. Hinton received orders to remain with the Wake Detachment in his County to support the proper officers in forthwith collecting the fines due from the militia men, agreeable to the Militia Law, for appearing at the general muster on the 6th Inst., without arms. This Detachment was left also with a view to prevent the disaffected in that County from forming into a Body and Joining the Regulators in the adjacent Counties.

This morning a detachment marched to the dwelling house of Turner Tomlinson, a notorious Regulator, and brought him prisoner to Camp where he was closely confined. He confessed he was a Regulator but would make no discoveries.

The Army marched and encamped near Booth's, on New Hope Creek.

Thursday, 9 May.

Marched and encamped on the South side of Eno River half a mile from Hillsborough.

Friday, 10 May.

Halted, ordered the waggons to be refitted, Horses to be shod, and everything put in repair; Reviewed in Hillsborough two companies of the Orange Militia, the other two Companies not hav-

ing made up their complement who remained at Major Hart's Mill.

The prisoner Tomlinson made his escape this evening from the Quarter Guard, detachment sent after him but without success.

Saturday, 11 May.

At 12 o'clock the Army marched thro' Hillsborough in good order. Halted six hours in the town before horses could be pressed for the Commissaries Waggons, Baggage, and Artillery, many Horses being stolen from Camp. Encamped near Major Hart's Mill.

This day several more Waggons were taken into the service in lieu of some carts brought from the Southward, that were either broken or too weak to travel over the Stony rugged Roads.

Sunday, 12 May.

Marched and forded Haw River and encamped on the West side of the Banks. It was expected the Regulators would have opposed the passage of the Royalists over this River, as it was their intent, but not suspecting that the Army would move out of Hillsborough till after Monday the 13th Inst., the day of Election of a member for the County of Orange in the room of Herman Husbands who was expelled from the House of Assembly, they were by this sudden movement of the Army defeated in that part of their Plan.

Received this day flying Reports that General Waddell was forced by the Regulators, with the Troops under his command to repass the Yadkin River.

Divine service, with sermon, performed by the Revd. Mr. McCarty. Text, "If you have no sword sell your garment and buy one."

This day twenty Gentlemen volunteers, joined the Army, chiefly from Granville and Bute Counties. They were formed into a Troop of Light Horse under the command of Capt. Bullock. A Regulator taken by the flanking parties laying in ambush with his gun, the Commissary took out of his house part of a Hogshead of Rum lodged there for the use of the Regulators, also some Hogs which were to be accounted to his family.

Monday, 13 May.

Marched to O'Neal's 4 miles, and halted near 4 hours. At 12

o'clock an Express arrived from General Waddell with a verbal message, the Express not daring to take a letter for fear of its being intercepted. The purport of which message was that on Thursday Evening the 9th Inst., the Regulators to the number of 2,000 surrounded his camp, and in the most daring and insolent manner required the General to retreat with the Troops over the Yadkin River, of which he was then within two miles. He refused to comply, insisting that he had the Governor's orders to proceed; this made them more insolent, and with many Indian shouts they endeavoured to intimidate his men. The General finding his men not exceeding 300, and generally unwilling to engage, and many of his centries going over to the Regulators, was reduced to comply with their Requisition, and early the next morning repassed the Yadkin River with his Cannon and Baggage, the Regulators agreeing to disperse and return to their several Habitations.

NOTE.—The Chiefs of the Regulators getting Intelligence on Monday, 12 May, that the Army had passed thro' Hillsborough, and was marching towards their settlements, dispatched Emissaries through the settlements of Regulators to order them with all possible Dispatch to reassemble at Hunter's plantation near McGee's, that they might obstruct the Junction of the forces under the Governor and General Waddell.

A Council of War was held immediately to deliberate on the subject of the Intelligence brought by the Express, composed of the Honourable John Rutherford, Lewis DeRossett, Robert Palmer and Samuel Cornell of his Majesty's Council, and the Colonels and Field Officers of the Army, wherein it was Resolved, that the Army should change their Route, get into the road at Capt. Holt's that leads from Hillsborough to Salisbury, pass the Little and Great Alamance Rivers with all possible expedition, and march without loss of time to join General Waddell; accordingly the Army got under march and before night encamped on the West side of Little Alamance, a strong Detachment being sent forward to take possession of the West Banks of Great Alamance to prevent the Enemy's parties from occupying that strong post.

This evening received Intelligence that the Regulators were sending scouts thro' all their settlements, and assembling on Sandy Creek near Hunter's.

Monday, 13 May.

Marched and joined the Detachment on the West Banks of the Great Alamance where a strong Camp were chosen, as may be seen by the plan of the encampment. Here the Army halted till more provisions could be brought from Hillsborough under the escort of two Companies of the Orange Detachment, (left to make up their complement), for which purpose several waggons were emptied and sent from Camp to Hillsborough.

Received dispatches from General Waddell bearing date the 11th of May giving Intelligence of the necessity he was under to retreat over the Yadkin River. That he intended to encamp near Salisbury, there to throw up Intrenchments, and wait the Governor's further orders.

These dispatches were immediately laid before the Council of War and the same measures adopted as in the preceding Council, to proceed to join the General as soon as possible.

Intelligence being brought this Evening into Camp that the Rebels intended to attack the Camp in the night the necessary preparations were made for an engagement and one third of the Army ordered to remain under arms all night, and the remainder to lay down near their Arms. No alarm given.

Tuesday, 14 May.

Halted, the men ordered to keep in Camp. This Evening the two Companies of the Orange Detachment, left at Major Hart's Mill, joined the Camp with the sick men left in Hillsborough and the waggons under their convoy sent for provisions.

The Army lay on their Arms all night as in the Preceding. No alarm given.

Wednesday, 15 May.

The Officers and Men of the Orange Detachment were drawn up in the lines and took the Oath of Fidelity. About 6 o'clock in the Evening the Governor received a letter No. —— from the Insurgents which he laid before the Council of War, wherein it was determined that the Army should march against the rebels early the next morning, that the Governor should send them a letter offering terms, and in case of refusal should attack them.

The Army remained under Arms as in the preceding night.

NOTE.—The messenger that brought the letter from the Insurgents signifying that he had orders to return in four hours the Governor dismissed him about 9 o'clock at night, and sent a messenger of his own to see him safe through the outposts, and then to proceed to the Rebels Camp with a letter to acquaint them of his having received their letter, and that he would send them an answer by 12 o'clock the next day; but the Governor's messenger meeting with Insults from the outposts of the Rebels returned back to Camp with the said Letter. Mr. Walker and Lieut. Ashe of the New Hanover Detachment, going out of Camp after it was dark to reconnoitre beyond the outposts, were surprised and taken by the Enemy.

The men remained all night under Arms; no alarm, tho' Rebels lay within 5 miles of the Camp.

Thursday, 16 May.

The Army marched soon after 7 o'clock this morning leaving the Guard for the Camp as directed in the orders yesterday. The Barrels of Flour and Pork were made use of to strengthen the Barricade formed by the Waggons.

NOTE.—The discharging three pieces of Artillery was the signal ordered for forming the Army into two Lines in order of Battle agreeable to the plan.

About two miles from the Camp the whole were ordered by the above signal to form the line, to see if the several Detachments knew their stations. This being performed in good order, the Lines were reduced into a column and continued their march, and before 10 O'Clock came within half a mile of the Rebels' Camp, where the Army formed in line of Battle. The Governor then sent Capt. Malcolm, one of the Aides-de-Camp, and the Sheriff of Orange, with his Letter, requiring the Rebels to lay down their Arms, surrender up their Outlawed Ringleaders, &c., Vide Letter No. ——. About half past ten Capt. Malcolm and the Sheriff returned with the Information that the Sheriff had read the Letter four several times to different Divisions of the Rebels who rejected the Terms offer'd with disdain, said they wanted no time to consider of them and with rebellious clamor called out for battle. As the Army kept moving on slowly during the absence of Capt. Malcolm

and the Sheriff, when they returned the Army was within 300 yards of the Van of the Rebels, who had also advanced towards the Loyalists, waving their hats and daring them to come on. An engagement being then inevitable both Lines were ordered to advance nearer; and they even drew upon the ground upon which the Van of the Rebels first shewed themselves, the latter retreating back to their main body as the Lines advanced.

About this time the Officers petitioned the Governor for an exchange of prisoners in lieu of the two Gentlemen taken over night. After some messages passing on both sides, it was agreed that all the prisoners taken by the Loyalists, (number seven) should be restored for Mr. Walker and Lieutenant Ashe. But the Rebels delaying upwards of half an hour to send back the two Gentlemen, under pretence that they were a distance in the rear, and the Governor being suspicious that they were only protracting the time that they might outwing his Flanks by the superiority of their numbers, sent them word by an Aid-de-Camp he should wait no longer for the prisoners, and cautioned the Rebels to take care of themselves, as he should immediately give the signal for action. Accordingly the Artillery began the fire which was instantly seconded by a discharge from the whole of the first Line. The action was hot on both sides tho' the Rebels soon took to the Trees, from whence they kept up a brisk fire for near two hours, at the expiration of which time their fire slackened considerably. The Artillery was ordered to cease and the Army to advance in the best order the Circumstances would admit of. The left wing of the first line having turned upon the second line of the said wing, threw both into much disorder, tho' by the spirited behaviour of the Officers they were again brought into the Field and moved forward with the right wing. This soon drove the Enemy from the Trees and the whole Rebel Army fled in great confusion leaving behind them near 20 prisoners taken in the Field, seventy Horses with saddles, provisions and a small quantity of Ammunition.

The Army pursued not more than half a mile beyond the Field of Battle, thro' the Enemy's Camp to a House where were found in a Garret, Mr. Walker and Lieut. Ashe, who had been left to shift for themselves in the hurry of the action; the night they were

taken they were stript and tied to a tree and both most severely whipt with small Hickory Sticks.

It being now half past two o'clock, the Enemy entirely dispersed and the Army five miles from Camp, it was thought advisable to lose no time, but to return immediately to the Camp to Alamance. Empty Waggons were order'd from Camp which took both the killed and wounded of the Loyalists, and even several of the wounded Rebels, who acknowledged that had they gained the day no quarter would have been given but to such as would have turned Regulators, these were nevertheless taken good care of, and had their wounds dressed.

The Army got into Camp about five in the Evening, and remained under Arms, as in the preceding nights.

Friday, 17 May.—Alamance Camp.

Army halted. This evening the dead were interred with Military Honors, and an outlaw named Few, taken at the Battle, was hanged at the head of the Army. This gave great satisfaction to the men, and at this time it was a necessary sacrifice to appease the murmurings of the Troops, who were importunate that public justice should be immediately executed against some of the outlaws that were taken in the action, and in opposing of whom they had braved so many dangers and suffered such loss of lives and blood, and without which satisfaction some refused to march forward while others declared they would give no quarter for the future.

Saturday, 18 May.—Alamance Camp.

The second line marched this day under Col. Ashe to Mr. Lewis's Mill, eight miles from the Camp and three beyond the Field of Battle.

The wounded not able to march with the Army, were this day sent to Michael Holt's plantation with a surgeon and Medicines.

About ten at night Intelligence was brought to Head Quarters that 300 of the Rebels had appeared in sight of Col. Ashe's Camp.

Sunday, 19 May.

The Army marched early this morning and joined the second line before twelve. Col. Ashe informed the Governor he had been surrounded all night by 300 of the Rebels, but by keeping his men very

alert under Arms the Enemy was deterred from attacking his Camp, excepting a small party which shot one of his outsentries thro' the shoulder, and took another prisoner from his post.

The whole army got under march by 2 o'clock, and proceeded about 5 miles to Mr. Lewis', an extensive plantation, and commodious and safe Camp. Cut down a large fruit orchard to open communication between the lines.

Monday, 20 May.

Halted at Lewis's. The Detachments from Cumberland and Wake Counties, consisting each of one Company of 50 men, joined the Army this evening; Col. Hinton reported that he had been successful in collecting the fines of his Regiment, and that he left the Country very quiet. The Cumberland Detachment mostly Highlanders were formed into a Corps of Light Infantry independent of the Line.

Note.—On the 17th Inst., it was thought expedient, by advice of Council, to issue a proclamation of free pardon to all such of the Rebels as should come into Camp, surrender up their Arms, take an Oath of Fidelity to the King and agree to pay their taxes, & submit themselves to the Law of the Land. In consequence of which many persons came into Camp, submitted to the terms offered and gave assurance that their Neighbours would do the same, as soon as they could be informed of the terms offered.

Tuesday, 21 May.

Marched five miles to James Hunter's, the General of the Rebels and an Outlaw. His dwelling house, Barn, &c., though mean, burnt down.

Halted about three hours to give time to a large body of the Inhabitants who came into Camp and took the Oaths of Allegiance, submitted themselves to Government and delivered up their Arms in conformity to the Governor's Proclamation of the 17th, the day after the Action.

This Evening took possession of Herman Husband's plantation, containing 600 acres of excellent land, and encamped in two lines. No Account of Husbands after the Action. A large parcel of treasonable papers found in his house, and some of his stock and cattle on and near the plantation.

The Inhabitants continuing to come in to submit themselves to Government, it was thought proper by the advice of Council, to extend the proclamation of pardon to the 24th, inclusive.

Note.—Made a requisition from the Quaker settlement on Cane Creek of six waggon loads of Flour for His Majesty's service.

Wednesday, 22 May.

The Quakers on Cane Creek reporting that the Flour required was stopped at Lindley's Mill by the Regulators, the Governor ordered the detachment of Cumberland and Wake and the Light Horse to march immediately to escort the Flour to Camp. Very wet weather this evening and all night.

Thursday, 23 May.

The Detachments of the preceding Day arrived in Camp, from Lindley's and Dixon's Mills with nine loads of flour, making seventy barrels. The three extra loads were taken from Dixon's Mills, the owner having favoured and assisted the Rebels. Made also at this time several other requisitions of Cattle and Flour from the neighbouring settlements.

The weather continuing very rainy and the rivers and water courses so much swelled the Army was obliged to halt.

This afternoon the Governor distributed one hundred and twenty-six pounds among the non-commissioned officers and soldiers in the Army, as a reward for the Horses, saddles and Fire Arms taken in Battle.

The Division came to two shillings & six pence per man. Heavy rain all day and night.

Friday, 24 May.

The Orange Corps detached under the command of Col. Fanning to Herman Cox's on Deep River, to make a requisition of provisions from the inhabitants on the south side of Deep River and Richland Creek. Heavy rains continued night and day.

Saturday, 25 May.

Heavy rains prevented the Army from marching this day, when the Advertizement No. —— was brought into Camp.

Sunday, 26 May.

The Corps of Rangers detached with two loads of Provisions to

join the Orange Detachment on Deep River, where the Indian trading path crosses.

This evening Major Hawkins informed the Governor that at Pole Cat Creek, two miles short of Deep River, the Rangers had joined the Orange detachment but that the creek was too much swelled to pass over it. Rains continued day and night.

Monday, 27 May.

Continued in Camp; much rain, it having scarcely ceased for seven days and the men having no tents, or anything to shelter them but Boughs and the Bark of Trees, near one hundred were seized with pleurisies and fevers.

Tuesday, 28 May.

The Army marched five miles and encamped. A very heavy thunder shower this afternoon.

Wednesday, 29 May.

Marched four miles and crossed Pole Cat Creek, a deep and ugly ford. Felled a large tree across the Creek and marched the Troops over in Indian file. From the obstructions in this Creek they were five hours in getting all over; marched two miles beyond the Creek and encamped on the North East banks of Deep River. Left the Rangers, Orange and Wake Detachments, at Pole Cat Creek.

Thursday, 30 May.

The Orange, Wake and Rangers joined the Army. The two former Corps crossed Deep River and marched forward to take possession of the Heights on the West Banks of the Huwara River, a very favorable post by reason of the craggy cliffs, to prevent any troops from passing at that Ford, and made famous by signal defeat the Northern Indians gave the Catawbas; the former having taken possession of the above heights attacked and surprised the latter as they were crossing the ford in their return home from an expedition against the Northern Indians.

Friday, 31 May.

The Army crossed the Huwara and encamped at Flat Swamp, twelve miles.

At noon General Waddell met the Governor on his march and

informed him he left the forces under his command crossing the Yadkin Ferry to join the Army.

The Orange, Wake and Light Infantry Corps marched forwards and encamped at Miller's on Abbot's Creek.

Saturday, 1 June.

General Waddell returned to his Troops this morning. Col. Fanning brought into Camp this morning Capt. Merrill, Prisoner. The Colonel marched with a detachment with the advanced Corps, in the dead of the night to the prisoners house, surrounded it and made the Captain prisoner. Capt. Merrill had headed four hundred Regulators at the Action of Alamance, and afterwards endeavoured to rally and raise forces.

The Army marched and crossed Abbot's Creek, and encamped on Captain Merrill's plantation; a valuable tract of land and well cultivated. The Corps consisting of the Orange, Wake and Rangers, advanced in the road to Salisbury and joined General Waddel's forces at the forks of the Roads, two miles from the Yadkin River. This night a false alarm was given by an uncommon incident, The horses of the Army, upwards of one hundred, were at pasture with Bells round their necks in a field near to the line of encampment, and in an adjoining garden were several beehives; some soldiers taking a fancy for the honey overturned the hives about midnight, the bees being thus disturbed and enraged dispersed themselves among the horses in the pasture stinging them to such a degree that they broke in one confused squadron over the fence, and came in full gallop and in full chorus of bells up to the camp.

The out centinals uninformed of the real cause joined in the signal of Alarm & the cry thro' the Camp was, "Stand to your Arms, Stand to your Arms," this consternation (which cast more horror on the waking imagination than anything that happened during the whole service) was of short duration; the cause being discovered by a Soldier running into Camp who was concerned in the above Robbery.

Sunday, 2 June.

Halted at Capt. Merrill's. The inhabitants continued to come into Camp, many to surrender up their Arms & all to take the Oath

of Allegiance, &c., &c., the Time for proclamation of pardon being enlarged.

Monday, 3 June.

The Corps that had been detached to facilitate the March of General Waddell's corps rejoined the Army & the General encamped with his forces within half a mile of them, the junction being purposely postponed till the next day, His Majesty's Birthday; large bodies of the Inhabitants came into Camp to submit themselves to Government agreeable to Proclamation; Capt. Neale with the detachment of Rangers was ordered to march and escort the Commissioners appointed by act of Assembly to run the partition line of Guilford & other new Counties, who had been obstructed in the execution of that service by the Regulators before this expedition was undertaken.

Tuesday, 4 June.

The Army marched twenty miles to Bethlehem, a Moravian settlement.

The Celebration of the King's Birthday & the *Feu de Joie* on the Victory on the Queen's B. D. postponed to the 6th Inst., the men being much harrassed and to give them time to clean their Arms and Linnen.

NOTE.—Before the Army marched, went to review the General's forces in their Camp which made a handsome appearance, after which he ordered them to join the Army bringing up the rear, the whole reached the Moravian settlement before five in the evening.

Wednesday, 5 June.

The Army halted. Employed in giving orders for the rejoicings ordered the next day. The Moravians busy in providing bread and beer for the Troops. Strict orders given out to prevent Irregularities.

Thursday, 6 June.

The Army got under Arms at Eleven O'Clock in two lines agreeable to order. At twelve a Royal salute of twenty-one guns. General Wadidell at the head of the lines, immediately after this salute proclaimed "God Bless the King," which was instantly succeeded by three general cheers. The band of music (borrowed from the

Moravians) then played several martial pieces when the celebration of the victory began in the following manner:

First—A double discharge of Artillery placed on the right, left and centre of the front line.

Secondly—A running fire beginning on the right of the first line, passing to the left of the second line, and up to the right of the same.

Thirdly.—Three general cheers or huzzas.

Fourthly.—The band of music played "God save the King."

These rejoicings were three times repeated, and at the last cheer it seemed a generous Emulation, whether the hats or the shouts of the whole should ascend farthest into the air, so great and general was the joy and gratitude.

Mem.—The Governor having received information that there subsisted a jealousy between his men and those under the command of General Waddell, and that the latter had not taken any oath of Obedience, and on that account were not so tractable as was necessary for Military service, he thought the present moment the most favourable to fix them in their duty, accordingly he, with the principal officers of the Army, moved to the left of the lines where the General's men were drawn up, and after having commended their behaviour on the day and expatiated on the necessity of harmony and obedience among soldiers he tendered to them the Military Oath his own army had taken. The attempt succeeded and the whole, except one or two, took the same in the ranks. When this ceremony was over (which had the happiest effects in its issue as the Governor was afterwards informed) The Troops marched by the Governor in review, by Platoons, and returned to Camp, where in the evening were bonfires and Rejoicings, and each man was made happy by an allowance of a Loaf of Bread and a pint of Beer.

Friday, 7 June.

Employed in making preparations for the Division of the Army agreeable to a Council of War, by which it was thought absolutely necessary that a Body of Troops should march thro' the Westward Counties of Rowan and Tryon to bring the Inhabitants to a submission to Government. General Waddell appointed for this command.

Saturday, 8 June.

General Waddell marched off with his detachment, amounting to better than six hundred men, in very good order for the westward with seven pieces of Artillery, viz: six swivels, half pounders, and one of the two field pieces sent by General Gage, a three pounder, with half the ammunition of the Army.

Sunday, 9 June.

The Army marched twenty miles to Mr. Limmond's, (the route to Hillsborough) with upwards of 30 prisoners taken on the 16th of May.

Mem.—The Moravians presented a Loyal address to the Governor on the Thursday preceding, and gave testimony of their willingness to oblige both officers and men.

Monday, 10 June.

Marched 15 miles and encamped near to Mr. Campbell's Store.

Tuesday, 11 June.

Marched 12 Miles to Dunn's, an outlaw, and encamped on his plantation.

Wednesday, 12 June.

Marched ten miles and encamped one mile Eastward of the High Rock Ford, on Haw River, on the upper road to Hillsborough.

Thursday, 13 June.

Marched to Fosset's and encamped to the westward of a small Brook.

Friday, 14 June.

Marched through the Town of Hillsborough and encamped one mile to the Eastward of it, adjoining to Few's plantation (Father of the outlaw that was hanged 17 May). The Horses and cattle turned into the plantation, the owner having been very active in promoting the disturbance of the Country.

Mem.—The distance from the Moravians to Hillsborough is 85 miles.

The troops halted. This the day of the Trial of the State prisoners came on in the special Court of Oyer and Terminer held in Hillsborough and which had been kept open since the 30 May, the

situation of the public affairs not allowing the Governor to bring the prisoners earlier to justice, he having no place of security to keep them but with the Army; and the marching them through the Country made a deep impression in the minds of the Inhabitants.

Sunday, 16 June.

The Army halted. Divine service performed in Camp.

Monday, 17 June.

Army halted. State Tryals continued.

Tuesday, 18 June.

Army halted. State Trials finished when twelve prisoners were sentenced to die as Traitors.

Wednesday, 19 June.

The twelve prisoners condemned were escorted by the whole Army, under the command of Col. Ashe, to the place of execution, six were hanged and the other six reprieved until his Majesty's pleasure should be known; this grace was granted in compliance with the wishes of the Army, the Officers having recommended them as objects of mercy.

Thursday, 20 June.

The Governor summoned the Field Officers of the Army to his Tent and informed them he had some few days past received his Majesty's Command, signified to him by the Earl of Hillsborough, to repair without loss of time to New York to take upon him the administration of the Government; that as he had reason to think the service for which the Expedition had been undertaken was effectually compleated, (which was the unanimous opinion of the gentlemen present), he should march the Army in the afternoon to the Southward and the next morning make the best of his way to New Bern, leaving his Troops under the command of Col. Ashe. The Governor then expressing the warm sense of his gratitude for their gallant service and those of the men under their command and receiving in return from those gentlemen the most affectionate expressions of Respect and Esteem, they left his tent.

The Army marched this evening five miles. The route to New Bern.

Friday, 21 June.

Soon after the Troops got on their march they halted and drew up in two ranks facing inwards. The Governor then rode between the Ranks and took an affectionate and painful leave of those brave men, thro' whose spirit, obedience and attachment he surmounted all his difficulties. He then proceeded to New Bern, one hundred and eighty miles from Hillsborough, Embarked the 30 June and on the 7th of July, arrived with his family in his present Government.

Thus ended an expedition the arduous undertaking and happy issues of which are submitted to the consideration of Government.

COUNCIL JOURNAL---1781.

GRANVILLE COUNTY, WILLIAMSBOROUGH, 23 July, 1781.

John Penn, John Butler, Benjamin Seawell and Willie Jones, Esquires, appeared and were qualified agreeably to Law, as Councillors of State.

At the same time the Council elected Pleasant Henderson Clerk, who took the oath of allegiance to the State, and an Oath of Office, to-wit: That he shall keep secret all such matters as shall come to his knowledge as Clerk of the Council, except what he shall be permitted to divulge.

The Governor will always lay before the Council of State the matters on which they are to deliberate and advise, and for the more methodical and expeditious despatch of business, he expects they will conclude on each question or proposition in the order in which they shall be proposed, without suffering any other business to interrupt them:

The time assigned for the consideration of the business shall not be broken in upon by applications, but applications shall be received by the Governor's Private Secretary, which the Governor will lay before the Council in due order.

Where it may be proper to hear any person on an application, a time shall be assigned not interrupting the business of general concern.

The Governor will at all times, when the Council is not in deliberation on matters proposed, be happy to receive the ideas of an of the members on public affairs and he will pay the greatest attention to their respective hints and suggestions.

This mode it is to be hoped will render the Executive business clear and expeditious.

23 July, 1781.

The Governor informs the Council that General Butler, the Brigadier of the District of Hillsborough, reports, that there is no Major for the Militia of the County of Chatham. The Governor therefore proposes that William Cage and Roger Griffith be appointed first and second Majors to fill up the vacancies in that County.

23 July.

Advice and Opinion of the Council:

The Council unanimously approve of the appointments proposed.

24 July, 1781.

The Governor has the honor to lay before the Council of State the following idea of our public situation, in order the better to evince the utility of the measures he intends to propose and to fix their attention in a proper direction.

The Country is every where unprepared for defence, without arms, without discipline, without arrangements; even the Habits of civil order and obedience of Laws changed into a licentious contempt of authority and a disorderly indulgence of violent propensities; Industry is intermitted, agriculture much decayed, and commerce struggling feebly with almost insuperable difficulties.

The public money is accounted for, the Taxes uncollected or unproductive, the Individuals Creditors to the public unpaid for the produce of their industry for years past, and the Treasury utterly unable to make payment.

This prospect, though very alarming, would still with justice, admit of much high coloring, and in order to apply remedies as in as is in the power of the Executive department, the Governor will lay before the Council some propositions under the following general heads:

1st. Military Arrangements.
2nd. Civil Arrangements.
3rd. Revenue Arrangements.
4th. Abuses and Remedies.
5th. Execution of laws passed in the Assembly.

And when the Council have considered such propositions and entered their opinion thereon, he will be happy if any gentlemen will add any others which may appear to him for public utility under the respective heads here laid down. The Governor will take the same into attentive consideration and propose them for the consideration of Council if he should not evidently perceive them to be improper.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

24 July.

Military Arrangements.

1. The Governor proposes that general musters be immediately ordered of every Battalion of the Militia of this State, except where the presence of the enemy may prevent it.

2. That exact returns be made of all the fensible men in the State.

3. That all vacancies in the offices of the Militia be filled up.

4. That the Brigades, Battalions and Companies be arranged as nearly as may be in the same manner with the Continental Army and the companies divided into convenient squads.

5. That the officers and non-commissioned officers be taught the new discipline, which they are afterwards to teach to their men.

6. That the non-commisioned officers be so disposed in the settlements that the squads can in general be disciplined every morning.

7. That the Companies be mustered and disciplined every week and the Battalions every month.

8. That an exact return of all the Arms and Cartouch Boxes in the State be procured as soon as possible, distinguishing their kind and dimensions.

9. That as soon as possible every man not already provided, be furnished with a compleat stand of arms, for which he is to pay the prime cost, including all charges, and the arms always to be kept in the best order. Every person refusing to pay to be fined at every muster for not bringing arms and the produce to be applied towards paying for his stand, which when thus paid for shall be delivered to him.

10. That an Armory and Elaboratory be established without delay, to be supplied with workmen from the Militia as much as may be, with tools and materials by purchase if practicable, and that fixed ammunition be prepared and in readiness in such places as may be thought convenient.

11. That places of Arms be chosen and fortified, to be posts of outfits and to cover retreats.

12. The magazines of stores, provision and forage be procured

and kept in constant readiness, for at least six thousand men, and for this purpose that contributions be levied in proportion to the last list of taxables, to-wit: of the following articles, Grain, flour, flesh, meat, Spirits, Salt, Leather, and Tent Cloth, and that long forage be provided by purchase if practicable, certificates to be given for all the articles levied, and to be discounted in the Specific Taxes as far as they may extend, the residue to be a debt against the public.

13. That one hundred and fifty waggons, with teams and sufficient eqipments, be procured by a contribution similar to that in the above proposition to be always kept in the State service for necessary transportation in order that impressments may be rendered unnecessary.

14. That a force of three thousand men, effective rank and file, be embodied and kept in constant readiness during the time the Enemy shall remain in the Southern States, the draughts to be made in the following order, to-wit:

One thousand to rendezvous in one month.

One thousand in two months.

One thousand in three months.

And to be kept up by a succession of draughts in the like order.

15. That for the future no officer above the rank of a Lt. Col. shall be ordered into actual service with a Battalion of the Militia.

25 July, 1781.

Advice and opinions of the Council.

1. Approved.
2. Approved.
3. The Council was divided in opinion on the point of filling up vacancies of Colonels of Militia, but advise unanimously that all other vacancies be filled up.
4. The Council are of opinion that the Militia Law now in existence sufficiently provides for this proposition.
5. Approved.
6. Not approved of.
7. Not approved.
8. Approved.
9. Approved.

10. Approved.
11. Approved.
12. Approved.
13. Approved.
14. Approved.
15. Approved.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

Civil Arrangements.

1. The Governor proposes that the Judges of the Superior Courts and Justices of the County Courts and all the civil officers of Justice be enjoined to proceed on their respective duties with diligence and vigor on pain of being punished agreeably to law, and reported as delinquents to the next General Assembly.

2. That they be assured of support and protection in the discharge of their respective duties and required to convene and report to the Governor, in the recess of the Council, their apprehensions of danger or molestation if any they have.

3. That the several Counties be divided into Districts under the Inspection of a Justice of the Peace who shall cause the Constables to make report to him weekly of all new settlers, of all sojourners, and all persons other than the Inhabitants who shall be seen therein remaining or visiting at any house or habitation, to the end that wherever any idle persons shall be harboured, where any outlying or disorderly persons shall be found, or wherever any violences or disorders shall be committed if the offenders be not secured the Governor may have an opportunity of stationing troops there.

4. That sheriffs and all other necessary public officers be appointed.

Advice and Opinion of the Council.

1. Approved.
2. Approved.
3. Approved.
4. Approved.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

25 July.

Revenue Arrangements.

1. The Governor proposes that all officers concerned in the Collection of the public Revenues be immediately required to make returns of the State of their Collections, to render accounts of all the receipts and payments of their respective offices, to make final settlements with the Treasurer and Auditors respectively, and on failure that the penalties provided by law be severely inflicted, and moreover that the offenders be represented to the next General Assembly and published throughout the United States.

2. That similar measures be taken with all persons who have had public money put into their hands to be expended or paid away for public purposes.

3. That the balances, if any shall appear due, be immediately insisted on, upon pain of the aforesaid penalties.

4. That similar measures be taken with the Collectors and dispensers of public stores and supplies, whether obtained by specific tax, purchase, impressment or otherwise.

5. That an exact account be made of the debts due to and from the State, of advances made by the State, on account of the United States or any particular State, and of advances for the account of the State made by the United States, or any particular States, as far the same can respectively be known and that transcripts thereof be prepared to be laid before the next General Assembly.

6. That the accounts against the United States be transmitted regularly to the office of the Auditor General of the United States and the public vouchers carefully preserved.

7. That all public Commissioners who are authorized to issue certificates for supplies be required to return an exact list of all such as shall be issued in every month, keeping duly entries of all such and making up the return to the last day of each month respectively, in order that the executive power may be enabled to check abuses in this department and to lay before the next General Assembly an accurate state of the public expenditures and resources.

8. That an account be taken of all the families in the State, particularizing the number of free persons, their ages and sexes, and

their professional employments, to the end, that the political faculties of the State may be ascertained, in order to prevent the State from being subjected to burdens above her proper proportion and abilities.

Advice and opinion of the Council.

All these sections were approved.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

25 July.

ABUSES.

The Governor has observed the following abuses to prevail almost universally throughout the State.

1st. Reciprocal violence, plunder and assassinations by Whigs and Tories.

2nd. Arbitrary and violent proceedings by officers and individuals.

3rdly. Negligence of duty, and of orders in every department.

Lastly. Prisons neglected, and many full of prisoners who have had no trial or chance of releasement.

QUESTIONS AND PROPOSITIONS OF THE GOVERNOR.

25 July.

The Governor proposes the following remedies.

1. When a sufficient force shall be assembled and properly disposed , then that a Proclamation issue to the settlements where the disaffected have inhabited or may inhabit, and where they have assembled or may assemble, requiring all persons except such as may be employed in the service of this State or the United States or any of them, to repair within ten days of the date of the Proclamation to their respective homes, in Peace, or to the head quarters of such detachment of Troops as shall be nearest to them, or to the head quarters of some detachment of Troops and declaring that all such as shall obey the said Proclamation shall be pardoned for all past offences and protected from any violences on their persons and properties, excepting such as have been the heads and leaders of parties who have at any time assembled to make opposition to the

Government of this State, or to the arms of this State, or of the United States; and such as have been guilty of wilful and deliberate murder, of rapes or house burnings, and such as have committed offences not immediately connected with the War, all such to be left to the Laws of the State in the ordinary course of Justice and the ordinary mode of suing for money. And that such as shall neglect or refuse the said Proclamation shall be considered as enemies and treated with all the rigor of the martial Law. That their families and connections shall be immediately sent out of the State and all their property confiscated. And providing that the said Proclamation shall not effect the Civil Remedy of any person who may have suffered by depredation; that when this business shall be effected the civil regulations and arrangements be established and maintained in the settlements of the disaffected and such settlements afterwards attentively watched.

2. The remedy for the second is the exact and rigorous execution of the Laws against such officers and other persons as offend, and after the above measures no excuse could remain for their arbitrary violence.

3. The third is only to be remedied by vigilance and vigour in the execution of adequate Laws.

4. For the fourth, the Courts must be enjoined to repair the Goals and Commissions of Oyer and Terminer and General Gaol delivery ought to be issued immediately to such districts as the circumstances of the State admit and require.

Advice and Opinions of the Council:

All four sections approved.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

25 July, 1781.

Execution of Acts Passed by the General Assembly.

The first Act of the General Assembly is "An Act for the more speedy trial of all persons charged with Treason or misprision of Treason."

If this Act shall be executed in its full extent, a Judiciary power will be enacted, composed of persons chosen at the Will and Pleas-

ure of the Governor and altogether dependent on him and the General Assembly.

This Judicatory will have the Supreme power of life and death and the consequences of attainder, and will be a precedent for erecting courts of justice, the Judges of which must be entirely dependent on the Legislature, and may be made the instrument for executing tyrannical laws if ever the Legislature should become so corrupt and wicked as to enact them, and thus civil liberty would be deprived of its surest defences against the most dangerous usurpations, that is the independency of the Judiciary power and its capacity of protecting Individuals from the operation of Laws unconstitutional and tyrannical.

The fourth section of the declaration of rights declares "that the Legislative, Executive and Supreme Judicial powers of Government ought to be forever separate and distinct from each other."

The thirteenth section of the Constitution or form of Government requires "that the General Assembly shall by joint ballot of both Houses appoint Judges of the Supreme Courts of Law and Equity Judges of Admiralty, and Attorney General, who shall be commissioned by the Governor and hold their offices during good behaviour."

The Judiciary power which this Act attempts to set up is limited to a temporary existence, and its creation by act of the Legislature which may, even was it not limited, be repealed at pleasure, therefore it is dependent upon the Legislative power and not separate and distinct as the declaration of rights specifies.

The Judges are to be appointed by the Governor at his discretion consequently he may choose persons who may be prepared to condemn any individual whom he shall suggest. Therefore they are dependent on the Executive power, and not separate and distinct as the declaration of rights says the Supreme Judicial power ought to be.

This Judicatory having the ultimate power of life and death is in effect supreme, for no control can operate in time to prevent the execution of its sentences. A sentence which subjects the individual to capital punishment and his property to confiscation.

The Judges in this Judicatory are not chosen by joint ballot of both Houses nor do they hold their Commission during good behaviour; they therefore cannot be such as are constitutionally qualified

to exercise supreme Judicial powers. In short if such Courts, with powers of Life and Death, can be erected by Act of Assembly nothing can at any time hinder the Assembly from voting itself perpetual and making it high treason to dispute such usurped authority, and then instituting such Courts as these under consideration to condemn and execute all who might oppose their Tyrrany.

I am extremely sensible of the Confidence placed in me by the General Assembly in vesting such a Trust in me, but I am certain I should not merit that confidence, was I to execute a power which enables me to be a Tyrant, and lays a broad foundation for a Structure from whence Civil Liberty may be demolished.

The great weight and urgency of the public affairs, which pressed their attention prevented their seeing it in the light in which to me it is most clearly evident. Had it appeared in the same to them, I am persuaded they would not have entrusted it to any human being, nor would have required me to violate a Constitution from whence only they and I derive any powers among our fellow citizens, and which they so solemnly enjoined me to support and defend, when they invested me with the Goverment.

Convinced as I am that the execution of this power would afford a most dangerous precedent, and that the General Assembly had no Constitutional authority to invest me with it, and if they had, sensible as I am of the Imperfections of human nature, I dare not undertake it. I feel myself under the necessity of declining the execution of a power so repugnant to my principles as a Citizen of a free Republic and so contrary to my Ideas of the duty I owe the people as their Chief Magistrate.

But in order that the purposes of the Act may be answered as nearly as my powers will admit I propose issuing Commissions of Oyer and Terminer to the Judges of the Land agreeably to the Laws already promulgated, and committing to them the trial of offenders, and the further execution of this Act.

Advice and Opinions of the Council:

The Council are of the opinion that the fifty-third section of an Act passed at New Bern in the year 1777 entitled "an Act for establishing Courts of Law and regulating proceedings therein," is sufficient to answer the designs of the General Assembly.

Resolved, That the Governor be advised to carry the same into execution agreeably to his proposition.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

EXECUTION OF ACTS, &c.

The next Act requiring the special consideration of Council is an Act to enable the Governor, with the advice of the Council, to purchase Tobacco for the purpose of obtaining Arms.

The Governor is of opinion that the necessity of procuring Arms and warlike Stores is evident, and therefore proposes that this Act be carried into execution without delay.

He therefore asks the Council, if it is their advice, that he purchase, borrow, or if absolutely necessary, impress so much Tobacco or other Exportable produce as may be sufficient for carrying into effect the purposes of the said Act.

Advice and opinion of the Council:

Approved.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

25 July.

EXECUTION OF ACTS, &c.

The next is an Act directing the duty of Naval Officers and preventing the exportation of provisions for a limited time, &c.

This Act prohibits the Exportation of Provisions except by permissions from the Governor with the advice of the Council.

Exclusive of the bad policy of restraining the exportation of productions which are the fruit of industry, there are many reasons in some degree peculiar to our Country which prove the restraining of exportations of provisions to be ineligible.

They are in much greater abundance in the Maritime part of the State than is necessary for our own consumption. Those parts are so remote from the most probable theatre of war that no transportation by land could convey them thereto. The surplus must therefore be useless to the public and must perish in the hands of the

proprietor who nevertheless has heavy burdens to bear. If they remain in the State the enemy can, if they want them, come and take them, & either consume them in our Country or export them on their own account. This may prove an allurement to the Enemy and be a means of bringing the War into our Country, and in our State it will not be very soon possible to give them any opposition.

The Council are requested to give their opinion, whether it be advisable to permit the free exportation of provisions.

Whether any peculiar species of provisions ought to be excepted.

If any, what should be excepted.

Advice and Opinions of the Council:

The Council are of opinion and advise that Corn and Peas may be exported, but Beef, Pork, Wheat, or Flour be not exported but by particular agreement with the Governor, for the purpose of importing Stores for the use of the Army and Salt for the good people of the State.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

25 July, 1781.

Execution of Acts, &c.

The next Act is an Act for drafting the Militia of this State to reinforce the Southern Army.

All but the last section is in train for execution.

As the rapid movements of the enemy, and other pressing exigencies of the War may render it necessary to march such as may be in actual service out of the State at the times when the Council may not be sitting nor can be convened, the Governor asks the advice of the Council on the expediency of marching such Militia as are or may be in actual service to any part of the Southern Department, comprehending the States of Virginia, North Carolina, South Carolina, and Georgia whenever the circumstances of war shall make it prudent or necessary.

Advice and Opinions of the Council:

The Council think it inexpedient to advise the marching of the Troops in the extensive manner proposed.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

26 July, 1781.

The Governor requested the Council to take into consideration the following particulars.

The enemy have forces in each of the States to the Northward and Southward of this and are in capacity, from their numerous cavalry, to make rapid approaches and to enter it on either side.

The disaffected who infest this State have their covers and retreats, chiefly on and near the Southern frontier, and may with ease pass over the limits.

Beyond the Southern and Northern limits of the State are Rivers which afford grounds for Posting an Army advantageously either for attack or defence.

The Governor proposes, as soon as the forces already advised by the Council to be raised can be in readiness, to attack the disaffected in their quarters and also if the enemy should attempt to penetrate this State, either from Virginia or South Carolina, to give them what opposition he can at the passes formed by the waters of the above mentioned Rivers, and for such purposes it will be necessary to march or take positions beyond the limits of the State.

It seems to be a prevailing opinion that Militia cannot be marched beyond the limits of the State without an Act of Assembly to authorize it.

The Assembly have authorized by an Act the Governor, with the advice of the Council, to march or order a force not exceeding four thousand to any part of the Southern department which comprehends all to the Southward of Potomac.

It may often be necessary either for pursuing or retreating to manoeuver on a larger scale than the bounds of the State will admit, and it would be inconvenient, nay dangerous, that an Army should be restrained by an Ideal line until Council should be convened from a great distance to permit their passing it. While an enemy might be in sight at liberty to manœuver, make dispositions and attacks at pleasure, and consequently have a manifold advantage; the dilemma in which the commander of the Army, so restrained would be involved, must be extremely distressing. If he passes the line his troops may lawfully disband, if he does not he may be routed or cut to pieces or, at the best, he may be obliged to forego very crit-

ical and important advantages while he must suffer the Enemy to avail themselves of the most favourable movements and positions.

The Governor abjures the Idea of marching, or ordering the Troops of this State beyond its limits, for any purpose other than the peculiar defence thereof, without particular advice of Council, but he conceives that without a power to pass the limits in order for the taking advantageous positions, the pursuing an enemy, or making a necessary retreat the Army may be endangered and important opportunities may be lost before the Council can be consulted.

The advice of Council is particularly necessary on this subject, because operations are necessary on and near the frontiers, especially the Southern; they will therefore be pleased to give their opinions on the expediency or inexpediency of passing the limits with the Troops already advised to be raised, should the same be found necessary by the Commanding officer, either for the better defending the State or more effectually subduing the disaffected.

Advice and Opinion of the Council:

The Council are sensible of the necessity of the Army's passing the Limits of the State under certain circumstances, and consent to the measure, provided it be done for the defence of the State, or should become necessary in pursuing or retreating from the Enemy.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

26 July, 1781.

The Governor requests the advice of Council on the Resolution of the General Assembly recommending a Proclamation of Grace to the Militia delinquents.

Upon what conditions is it advisable to issue such proclamation?

Advice and Opinions of the Council:

The Council think it advisable, on condition that the delinquents serve twelve months in the Continental Army, that all other penalties be remitted.

JOHN PENN, President:
WILLIE JONES,
B. SEAWELL,
JOHN BUTLER,

A Copy.

Teste: P. HENDERSON, Clk. Cl.

At a meeting of the Council held at Nutbush, Granville County, September 19th, 1781.

Present: The Honble. John Penn, President;
Willie Jones,
Whitmill Hill &
Benj. Seawell, Esquires.

Whitmill Hill, Esquire, appeared and took an Oath of Allegiance to the State and an Oath of office.

On the application of John Tillery for an escort to guard a number of waggons loaded with ammunition for General Greene,

Resolved, That Col. Joseph Taylor be informed that the Council are of opinion that he should furnish a Guard of twenty-five men as far as Salisbury for the above purpose.

The Council being informed by John Penn, Esquire, that he had written to the Marquis de Lafayette and the Governor of Virginia, requesting that they would furnish this State with a quantity of Arms, as far as 2,000 if they could possibly be spared, the Council approve of the same.

JOHN PENN, President;
WILLIE JONES,
WHITMILL HILL,
BENJAMIN SEAWELL.

A Copy,

Teste: P. Henderson, Clk. Cl.

At a meeting of the Council at Col. Williams', in the County of Granville, October the 5th, 1781.

Present: The Honorable John Penn, President;
Willie Jones,
Whitmill Hill,
Benjamin Seawell and
Spruce McKay, Esquires.

The Honorable Alexander Martin, Esquire, Speaker of the Senate, appeared and took the Oath of Allegiance as Governor, Captain-General and Commander-in-Chief in and over the State for the time being.*

Spruce McKay, Esquire, appeared and qualified as one of the Councillors of State.

*This was because of the recent capture of Governer Burke who was carried to Charleston.—Ed.

5 October, 1781.

Gentlemen of the Honorable Council:

As the Constitution hath called upon me to take the command of the State as Speaker of the Senate, in the absence of Governor Burke now in the hands of the enemy, until the Legislature make a further provision in the Government I have done myself the honor on this important event to convene you at the earliest notice.

With reluctance I enter upon the arduous duties of the Executive, at this critical period, when our affairs are so deranged and the wheels of Government clogged with so many impediments. I can promise myself little satisfaction and honour in the administration; and at least by the malevolent I should be deemed rather an intruder on the Government, appointed to the succession only by the letter and form of the Constitution and not by the choice of the people, who have already fixed their eyes on a Gentlemen chosen by the Legislature, in whom they have placed the highest confidence and from whom derived the most sanguine expectations.

However deprived of the many promised services of that Gentleman by his late misfortune, this Government notwithstanding, must be supported, and the most vigorous and decisive measures taken against so daring an enemy.

And when I find the State hath armed the Executive with so able a Council composed of Gentlemen of your distinguished abilities, however difficult the task, I enter with cheerfulness upon the great duties of my temporary office aided by such great support.

Uninformed of any of the late public measures of Government I am hurried into office to direct armaments and measures, not knowing the particular objects for which they were raised and intended, but by conjecture and the present posture of affairs; I therefore request the perusal of your late Journals, and such information you will please to favour me with by which I may have it in my power to regulate my conduct.

If the following subjects in the meanwhile have not yet employed your deliberations, which I conceive call for the immediate attention of Government, I request your advice thereupon.

1st. As a Cartel hath lately been made and concluded between the Commanding Officers of the American and British Armies in the Southern department by their respective Delegates, what per-

sons come under the description of British Militia in said Cartel?

How far the same is obligatory on this State to exchange subjects, whose lives are already forfeited by the penal Laws made against Treason? Whether, from the usage and Laws of Nations, we can strictly comprize under the Idea of Subjects the Scotch emigrants, and others who have uniformly persisted in their refusal to take the Oath of Allegiance to this State, tho' the Act of Assembly declares all in allegiance who live in the Government? This will lead to a farther explanation who of these people now in arms against this State are to be considered when taken prisoners of War or prisoners of State?

2nd. As a respectable body of Militia are now in the field, they in all human probability will chastise the present disaffection, long prevailing in some of the Counties of this State, by destroying, dispersing and capturing the ring-leaders and some of their adherents, but may not finally subdue and extirpate it from the Country while the families of these armed villains are suffered to remain among us uninterrupted, thereby nursing up serpents in our own bosoms for our own destruction.

Tho' humanity feels for the distressed, and pleads the cause of poor women and children, yet does not policy suggest and point out this measure, tho' rigorous, that they be banished from among us into the British lines which thereby will draw away from us a set of men who so long have eluded Justice, and disturb the public Peace with impunity? In times of Peace such a measure may be violative of the Constitution which deprives no Person of Liberty or Property but by the law of the land; yet in the tumult of War, the Civil operations of Law then too feeble in its coersions, must cease for a moment till the Government be restored to calmness. During the public Commotions and Rebellions in Britain, the favorite privilege of the *Habeas Corpus* hath generally been suspended for the better security of that Kingdom.

3rd. As General Greene hath requested the remaining Draughts of the Continental Battalions of this State may be sent forward to join him and there being few of these persons to be found at the several places of rendezvous for them appointed.

Your advice is prayed whether, in lieu thereof, the Militia be drafted under the restrictions of an Act of Assembly passed last

Session and marched out of the State for a further aid to the General when he shall request the same.

There are many other important matters which may occur to you, Gentlemen, in which I shall consider myself honoured with your advice and which you will please to communicate at your pleasure.

Advice and Opinion of the Council:

1st. The Council are ofopinion that this is an improper time to give a formal answer in such cases, and refer it to the Governor to exercise his own discretion.

2nd. The Council having advised Governor Burke on this Head, beg leave to refer his Excellency thereto, and advise that the same may be carried into effect.

3rd. The Council are of opinion that it is not necessary to draught the Militia at this time.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

5 October, 1781.

1st. Col. Long, the Deputy Continental Quarter-Master-General of this State, informs me he is in great want of Iron and Lead in his Department and requests an order from me to dismantle the palace of those articles, which he conceives useless there to the public.

The palace hath cost this Country much money, and in future may be sold to reimburse the Great expenditures made upon it, and to deprive it of those articles at this time will reduce it to almost a wreck and a pile of brick.

The Iron palisades, which are ornamental only, may be taken without injuring the Building. This however is submitted to your advice.

2nd. Iron may be had from Mr. David Ross of Virginia, upon punctual payment as per letter to Governor Burke. Your advice is requested in what articles of produce the payments are to be made, as public Tobacco must be reserved in general to purchase arms, &c., for the State. He requests some confiscated slaves be employed in his works; whether it will not be advisable to send what negroes belonging to McKnight's estate are now at Wilcox's works where the public have derived little or no advantage from them, and some others to Mr. Ross for the purpose mentioned in his letter.

3rd. Governor Burke having ordered all the Tobacco at the several Warehouses and landings in Edenton District to be seized that he may distinguish what belongs to the Speculator and the real Merchant who means to export the same, and that upon proper inquiry had and distinction made, the Tobacco of the Speculator appropriated to public purposes.

Mr. Robert Smith hath addressed me on this subject and informs me that generally the Tobacco seized as aforesaid has been purchased by persons who *bona fide* intend to export that article, unless prevented by impressment. How at this stage of the purchases shall be distinguished between the Speculator and the real exporting merchant?

4th. Lieut. Col. Williams, Commandant of the State Troops, hath addressed Governor Burke as to the equipment of his Regiment and hath made an estimate thereof, herewith laid before you.

Your advice is prayed whether from the State of your funds and impoverished situation of this Country we can fit up the State troops in the manner proposed, when arms and every necessary for defence are so immediately wanted.

Advice and opinion of the Counci:

1st. It is the opinion of the Council that the Iron may be used, but that no more lead be taken from the palace only in case of emergency.

2nd. It is the opinion of the Council that the Iron taken from the palace may answer the present demand.

3rd. From the particular situation of the Tobacco seized the Council think the same ought to be delivered to the respective owners.

4th. The Council are of opinion that the Governor call upon the Commanding officer of each County to furnish arms and accoutrements for the State troops of their respective Counties, but know of no immediate means of procuring the other necessaries.

QUESTIONS AND PROPOSITIONS BY THE GOVERNOR.

6 October, 1781.

1st. As there is not yet a sufficient quantity of Tobacco provided to purchase arms and military stores agreeably to the Act of As-

sembly, and the staff demanding many necessaries to support their different departments and no funds provided for the purpose, a greater quantity of Tobacco or some other exportable produce will be absolutely necessary to be procured than was first intended. Tho' the Law invested the Governor with full powers on this business, yet as impressment is so abhorrent to every free mind and ought never to be practiced but in the last resource, the Governor for the time being wishes to relieve himself from this last disagreeable measure, when this great article of commerce cannot be had by purchase or loan; He prays your advice whether contributions levied on the planter having the same, will not, in some certain proportion, that all may feel the burthen alike, be a more eligible mode. Should this meet your approbation, You will please to point out in what proportion the same be collected.

2nd. Governor Nelson, of Virginia, requests Governor Burke in the letter herwith laid before you to lend him assistance in supporting the great American force in that State with Salt and Beef.

Your advice is prayed whether it will be prudent to send provisions to the Virginia Army when the internal force and the Southern Troops expect support from this State. If you think it advisable upon what footing and terms? That this State derive a proper equivalent in money or Continental Credit, and not in certificates.

Advice and Opinions of the Council:

1st. That it be recommended to the Governor to purchase, borrow, or impress such quantity of Tobacco as he may think necessary, making the impressments as nearly equal as possible.

2nd. As the demands for live stock have been and still continue to be very great for the use of this State and of the Southern Army the Council are of opinion that it is not expedient for the public to furnish a supply of this article to the Commonwealth of Virginia at this time, unless with a view to establish a fund for obtaining arms, ammunition and clothing.

They therefore recommend to the Governor to appoint an agent to contract with the Commissary for victualling the Army and Navy in Virginia, for a supply as aforesaid, instructing such agent to receive in payment gold and silver, Bills of exchange on France, or Bills for cash on Mr. Holker, Consul of France at Philadelphia.

If such contract can be obtained then that live stock be purchased

to the amount required, but if a sufficient quantity cannot be obtained by purchase, that impressment be made, as equally as may be, and not exceeding one twelfth part of any person's taxable Cattle, and one fifth part of the year old Hogs.

If such contract cannot be had, the Council are of opinion, that permission ought to be granted for sending live stock from this State to Virginia, for supplying the Army and Navy, provided every person who shall drive beef Cattle, or pork as aforesaid, shall first supply the County Commissioner, or the Commissary General of the State, or his Deputy, with Beef Cattle or Pork equal to one fifth part of the number intended for sale in Virginia.

As Governor Burke is now in Captivity, and Mrs. Burke may be in want of necessaries before he can be exchanged;

Resolved, That it be recommended to the Governor for the time being to give her an order for 5,000 lbs of Tobacco to be charged to Governor Burke.

The Council are of opinion that a Copy of their proceedings with Governor Burke should be delivered to the Governor, and it is recommended to him to carry the designs of the late Governor and Council into effect as soon as he can.

JOHN PENN, President;
WILLIE JONES,
BENJ. SEAWELL and
SPRUCE McKAY.

A Copy,
Teste: P. HENDERSON, Clk. Cl.

At at meeting of the Council in pursuance of the order of His Excellency, Governor Martin, at Halifax Town, on Thursday the 20th of December, 1781.

Present: John Penn, Esquire,
Whitmill Hill, Esquire,
Benj. Seawell, Esquire,
Willie Jones, Esquire.

GENTLEMEN:

Since I had the honor of seeing you last in Council, the most signal and Brilliant success that ever crowned the American measures during the War with Britain, hath intervened by the surrender

of the Earl Cornwallis and the army under his command prisoners of War to the allied arms of America and France, under the command of General Washington; an event glorious as it is important to these United States. I beg leave to congratulate you upon.

I have also the pleasure to add, that in consequence of this great occurrence, the enemy with precipitation have evacuated their post at Wilmington, surrendering thereby a peaceable possession of and quitting claim in every part of the Dominion of the State.

The disaffected settlements abandoned to their own fate, are chiefly now reduced to subjection, and I flatter myself by prudence and good conduct, civil government will be restored to its former power and luster therein.

These Prospects, Gentlemen, are truly flattering and seem to presage a Peace with our last restless Enemy, but they should not put us off our guard and lull us into security and langour, too often consequential of success, that may prove fatal. It is necessary to be armed, and prepared for their utmost machinations. British pride, progressive in its rise, must have time to be humiliated.

To effect a sure and honourable peace to which a negotiation may lead from proper exertions, General Washington and Major General Greene urge in the most pressing manner, the immediate necessity of completing our Continental Battalions on this occasion; whose letters I have the honor to lay before you. But I find the act of Assembly already passed on that subject not fully adequate without the interposition of the Legislature.

The Honourable the Congress have required a state of our public accounts against the Continent, that the same may be liquidated, which by delay, are daily plunging this State into difficulties from whence it may never be extricated, unless timely attention be paid thereto.

The representation of this State in Congress is an object of the first consequence at this crisis, which at present it is deprived of by the death of Mr. Brevard and the resignation of Messrs. Johnson and Sharpe, Mr. Hawkins attending alone without an assistant.

The provision made by Law for the Executive and Judicial officers of Government, together with the Delegates in Congress and Attorney General, is far from being equal to their support. To require services with the sacrifice of Health and Fortune without

ocmpensation is more than what a State hath a right to demand of a Citizen, or any society of a member.

As the power of the Executive now vested in the Speaker of the Senate will sleep after the annual election on the tenth day of March, it is necessary that the Legislature in that case make provision in the Government from the time aforesaid until the annual meeting.

These, with other important objects, induce me to convene an Assembly previous to the General Election, but as some of the members met at Salem recommended and urged with some warmth the convening the next Assembly at that place, which recommendation was supported by the majority, I have declined taking any measure therein until I shall consult you on that subject; having no local predilection for any part of the State that may interfere with the General Good, the first object of my administration. You will therefore be pleased to signify to me where to convene the next Assembly.

The Gaols being filled with the Traitors and other Criminals in every district of this State it is necessary that Commissions of Oyer and Terminer, Gaol Delivery, and General Sessions of the Peace issue for the trial of the same agreeable to the fifty-third section of "an Act for establishing Courts of Law and regulating proceedings therein," as recommended by your advice to Governor Burke; but previous thereto by Directions of said Act your advice on that subject is to be had occasionally.

I therefore request the same on the present Emission.

ALEX. MARTIN.

Halifax, 20 December, 1782.

His Excellency having informed the Council of his intention to convene the General Assembly prior to the annual meeting in April next and requested the advice as to the place of convening them;

Resolved, That his Excellency be advised to convene the General Assembly at Salem.

His Excellency informed the Council that the Gaols in the several Districts of the State were filled with Traitors and other Criminals and suggested the necessity of issuing Commissions of Oyer and Terminer, &c., for the Tryal of such offenders.

Resolved, That His Excellency be advised to issue Commissions of Oyer and Terminer, &c., for the purpose aforesaid, agreeable to

the fifty-third section of the "Act for establishing Courts of Law and regulating the Proceedings therein."

JOHN PENN, President;
WILLIE JONES,
BENJ. SEAWELL and
WHITMILL HILL,

The Proceedings of the Council held at Halifax were taken and copied by J. Penn.

SUNDRY LETTERS---1781.

Invoice by Saml. Parsons, Contn. Agent on board the pacquit boat Industry, Capt. Lewis Busson, on Acct. and risque of the State of North Carolina by order of the Marquis De Bretigney, Agent of the said State and goes consigned to Messrs. Van Schelebeck, Mailhol & Co., Merchants in New Bern, Vizt.:

S.

N. C. No. 1. 1 Case containing 11 pss blue cloth, Vizt.:

No. 1....16¾
4522.16½
25...17
50...15½
2527.18½
2409.19
4633.17
6914.15¾
6701.15¾
6840.16½
6150.15½ 183¾ Ells @ 24.15
Levn. .....£ 4547 16 3
Care and packing..... 24 15 £ 4572 11 3

8 pss. scarlet Cloth.
6974.15¾
23...16½
78...16
6746.15¾
146..15¾
106..16¼
2492.18¼
4592.17¼ 132½

3 pss. blue
152..16¾
43...16¾
5....16 49½

182 Ells @ 24.15 £4504 10
Care and packing.. 24 15 £ 4529 5

Carried over ..... £ 9101 16 3

	Amount brought forward.....				£	9101	16 3
No. 3.	1 Case containing						
	10 pss. English blue serge 18½ Ells each is 185 Ells @ 12s	£	2220	00 00			
	4 lb. Scotch thread @ 20s...		80	00 00			
	28 lb. 124 doz white Common brown gn., &c.						
	36 doz white Common red gn., &c.						
	152 doz white Common blue.						
	Dozen 312 Shanes @60 s p doz		936	00 00			
	27 doz pair mens knit thread hose @80s per dozen.....		2160	00 00			
	Care, packing, &c.....		24	15 00	£	5420	15 00
	9 Cases containing 287 Muskets & bayonets		60	00 00		17220	00 00
	1 Barrel flints, 5,000.....		60	00 00		300	00 00
	30 barrels contg. each 100 lb. is 3,000 lb. powder @3s....					9000	00 00
	Bar iron weighing 6,000 lbs @ 60					3600	00 00
	80 pss. Linen Conts. 1958½ Ells @4 pr Ell.....					7834	00 00
	(1 ps. taken by the Capt for the Schooner's use).						
	Negro hire, porterage, &c.....		132	00 00			
	Labor hire carrying do. on board		66	00 00		198	00 00
					£	52674	11 03
	My Commissions for receiving do. @ 5p Cent.....					2633	14 07
					£	55308	05 10

J. Pierre, Martinique, Octr. 18th, 1781.
Errors Excepted.

SAM'L PARSONS.

Approved, P.
De Bretigney,
Brig. Genl. & Agent
for the State of No. Car.

DAVID OLYPHANT TO ABNER NASH.

HALIFAX, November 6th, 1781.

DEAR SIR:

I have the honour to congratulate you on the late important success of our Arms in Virginia & to acquaint you that at last I am relieved from a Cruel & painful Captivity in the hands of our inveterate foes; I believe history & now I am convinced by experience, that I am warranted to declare the English Tyrants in prosperity, mean and abject in adversity. I left head quarters ten days ago, & am now on the road to join General Greene, had it been safe travelling through yr. Country I should have had the pleasure of calling on you at New Bern. The Pennsylvania, Maryland & Virginia Lines with 400 horse are ordered to the S. ward; when I left Camp it was undetermined whether the Infantry should not go by water to Wilmington, this depended on the Count de Grasse, whose orders will not permit him to remain longer on the American Coast; he proceeds immediately with the whole of the line battle ships in the West Indies. Count de Rochambeau with all his troops is to be quartered in Virginia ready to give his assistance wherever the exigence of war demands it. The day I left Camp Genl. Washington was informed by express from Philadelphia, that Ld. Henry Clinton had sailed the 18th of last month from New York with 5,000 Troops on board & all his Ships of War, the English gave out for the relief of Ld. Cornwallis; but people are generally of Opinion he was bound for Charles Town, this being the case it is pretty certain more of the forces will be immediately ordered Southerly.

When I saw you last at New Bern I left in your possession several original papers relating to the transaction between the Messrs. Hamiltons & myself. I hope you have preserved them, & that you will be so kind to take care of them till you hear further from me. I make no doubt you have heard how ungenerously and cruelly I have been treated by John Hamilton, on a future day I may have an opportunity to explain this more fully to you.

With my most respectful Compliments to Mrs. Nash.

I have the honor to be, Dr. Sir,

yr. much obliged & most obedt. Servt.,

DAVID OLYPHANT.

P. S. Please present my compliments to Col. Cogdale. I shall esteem it a favour to have a line from you, Colo. Long will forward it to me at Genl. Greene's Camp.

RAINQUENOIRE TO ABNER NASH.

YOREKTOWN, Novr. 8th, 1781.

SIR:

I was charged with dispatches for you from Philadelphia, but being attached to the French Fleet I have been necessarily obliged to stay in Yorek for to Terminate Some business for the Naval Army, therefore Sir, I took the opportunity of a Gentlemen going to Halifax for to forward these dispatches. I am extremely Sorry, Sir, I cannot have the honour to carry them to you myself, but I hope, as soon as my business is settled, to go to New Bern where I make myself the honour to wait upon you. Till then, pleas to accept the assurance of the most perfect respect with which I have the honour to be,

Your most obedient & very humble Servt.,

RAINQUENOIRE.

JOHN HAWKINS TO GENERAL SUMNER.

DEAR GENERAL:

By a determination of a Court Martial held at Halifax by order of General Jones (which you are not a stranger to) a number of men were turned over into the Continental service deservedly; but Sir, I have to say something in behalf of John and Ratio Caps & George Bell, who I am told comes under their sentence. These men after returning applied to G. Eaton for orders, he ordered them as I am informed to join the troops then going into service, which happened to be the light horse which I had the honor to command. Agreeable to his orders they joined and behaved well; this alters the situation of these men, they have all my discharges in consequence of the aforementioned orders. I think these men deserve your no-

tice tho' I submit it to your better Judgment, and have the Honor to be,

With perfect respect,
Your most Obedient Servant,
J. HAWKINS.

14 Nov., 1781.

ALLEN JONES TO ABNER NASH.

Wheeler's, Novr. 19th, 1781.

Dear Sir:

Nothing important has occurred since my last to General Caswell, a few days past General St. Clair wrote me that he should march the 15th Inst., from Richmond to Williamsboro, and I am taking every step in my power to prevail to rid this State of the Enemy at Cape Fear, and have hopes of succeding. I have sent an Express to Genl. Rutherford for particular Intelligence & should he return & bring information that the Enemy can be taken without the help of shipping (which some persons here affirm with assurance) I have no doubt but the Genl. will take them on his route Southerly.

All Wheeler's family join me in wishing health & happiness to Mrs. Nash, yourself & Family.

I am with regard & Esteem, Dr. Sir,
Y. most ob. Servt.,
ALLEN JONES.

P. S. When I get the Articles of the late Capitulation I shall send you a Copy.

NICH. LONG TO GENERAL SUMNER.

Halifax, November 19th, 1781.

Dear Sir:

Yours of ye 18th Instant by Glover, came to hand. By a letter from General Jones I am informed that on the 15th Instant the

Troops from Virginia, commanded by General Sinclair, departed Richmond and intended to cross Roanoke above this, & pass thro' Granville by Williamsborough, &c.

Concerning Supplies sent your Brigade, I inform you that since you saw Rose with Five Waggons on the way, Four more have been sent from this Place loaded chiefly with Stores, for the above service which, together with what has been issued here, amounts to the whole procured for that purpose, except about one hundred gallons Rum & fifty lbs Coffe, kept here for necessary purposes, supplying Officers, Artificers, &c. Lem Thomas comes with the Waggon intended for your use, which brings you also Two Barrels Rum amounting to Sixty three & an Half Gallons. One Hundred & Forty lbs. Nett Sugar, & fifty (————————) have also sent one Quire Writing Paper.

With respect to Cloathing, I shall shortly send on what Cloth & shoes are on Hand, with a few other things, Canteens, &c.

I am, Dear Sir, Your Hum. Servt.,

N. LONG, D. Q. M. Gl.

JOHN DICKERSON TO GENERAL SUMNER.

Nov. 20th, 1781.

Dear General:

You'll receive Jesse Manly who has been deserted ever since General Greene was at Dan River; he enlisted with me and took the Oath and I delivered him to Captain Lytle for a Twelve Month. I should be glad you'd have him well taken care of for fear he should desert and be doing the same mischief again. Please to give Mr. John Dickerson a Receipt for him, and believe me to be your Friend, &c.,

JOHN DICKERSON.

COL. JOHN ARMSTRONG TO GENERAL SUMNER.

Camp Colo. Thompson's, Nov. 25th, 1781.

Dear General:

I herewith send you the Monthly return of the Brigade. I re-

ceived your Letter giving an account of the fall of Lord Cornwallis. It was the first exact account of particulars that came to Camp.

We came to this place the 22nd Instant and now we are waiting every hour to hear the General beat, we approach in the same manner we did before the Battle of the Eutaw. The enemy are bearing down, some are of the opinion they will not fight; I would not wish for such an expensive meeting as we had before.

Col. Morgan (?) & Col. Shelby surprised a Post of the Enemy near Monk's Corner, killed some, took a Subaltern, 3 Doctors & 82 privates, & large quantity of Hospital Stores, which they were obliged to Destroy.

The Commandant in Town discharged upwards of 400 Tories that would not list with him; on their way home, as usual, they began to plunder at a place called Cyprus Swamp, a Complaint came to the Comd. near Nellson Ferry, who detached a party of Horse after them, or rather to Head them, & as God would have it they met. They killed ten and wounded a good many more and dispersed the whole, after taking from them what they thought proper, a few days before the Tories being paid off in goods.

Col. Twiggs has defeated Brown and his party in Georgia.

Col. Lee has arrived from Virginia & is appointed to command all the Cavalry in the Southern Department. I have nothing more particular to mention. We are out of Rum and Sugar. Very anxious to hear of Doherty's success with the Hon. Assembly.

Please present my compliments to the Governor, my old Colonel, who I much Esteem.

I am with much Esteem, Yours, &c.,

JNO. ARMSTRONG.

CAPT. WILLIAM GREEN TO GENERAL SUMNER.

FRANKLIN, 26th Nov., 1781.

SIR:

I am happy Sir to have it in my power to give you a particular account of the Expenditures of those Articles put into my care as Quarter Master of your Brigade.

Your Inquiry was after Iron, Steel and Paper purchased from

Ocheltree and Company at the Yadkin, therefore have not sent you a particular list of anything else. You'll observe the Articles received of Mr. Gilmore & those by me issued & turned over in Genl. Butler's Brigade, &c. I cannot conceive who hath troubled you to know the use that those articles were appd. to, thereby I gave those Gent. a Receipt for the Articles recd. from them, and presume you are no pay master or settler of Accts, tho' probable that Gent., or some other, may be in hopes to find those Articles or their value in my hands, for shurely they were not to be settled with you.

May be Mr. Ocheltree wants the word *but* Inserted in his Receipt as he endeavoured to have done when I gave him my Rect. for those Articles.

However, I have receipts for those articles on the inclosed, with sundry other Receipts for paper mentd. for ( ).

You'll please peruse them and if you are not satisfied, when time and opportunity permits, I will wait on you that you may be fully satisfied.

I am, Sir, with Respect,

Your very hum. Servant,

WM. GREEN.

LT. COL. H. MURFREE TO GENERAL SUMNER.

Murfree Landing, 5 Dec., 1781.

Dear Genl:

I received your favour of the 20th Novr. by Captn. Fawn, and observed the contents. I have agreed to ship your Tobacco in the Brigantine (Joseph) Commanded by Captn. Cooper & belongs to Mr. Josiah Granberry, she will sail from this place abt. 25th of Inst. for St. Thomas's. I have also agreed to ship 2 Hoghds. of my own in the same vessel. Mr. Granberry told me he would take in on freight 6 Hogsheads more in that Vessel or one that was built at Winton which will sail about the same time. If you are inclined to ship any more, and can send it down soon I can ship it on either of them vessels. I have wrote to Captn. Feribee agreeable to your Instructions and shall be at your house on my way to Camp in a short time, and shall be very happy to go to Camp with you. I

heard a few days ago Colo. Lamb is dead. I should have been on my way at this time but had a little business in trying to borrow Tobacco for the State, from those that had Tobacco impressed some time ago agreeable to Govn. Martin's orders, and am to have an Answer in 2 or 3 days.

I have no news. Mrs. Murphy desires her compliments to you & Lady in which she is joined by your Mo. Huml. servt.

H. MURFREE.

N. B. Please to make my Compliments to Captn. Fawn.

I have had your Tobacco Inspected which is very good, tho' damaged a little in rolling, 1273
1078

2351 Nt. Tobacco.

H. M.

GOV. THOMAS BURKE TO L. H. DEROSSETTE, ESQ.

JAMES ISLAND, Novr. 27th, 1781.

SIR:

Mr. Hepburn has informed me of the kind concern you have taken in my misfortune for which I sincerely thank you, but I must beg leave to trouble you a little further and request your Interposition, either with Genl. Lesly or the Coll. Commandant, to whomever the application may be proper, in order to obtain my parole to return home if there be no prospect of an exchange in which I might be inserted.

I persuade myself that I have no personal Enemies because I am not conscious of having been influenced in my public character by private pasion or resentment, nor of having ever injured an Individual, and though I have pursued steadily and Strenuously, an object which you may remember, appeared to me very early, to be of the utmost importance to the Happiness of mankind in general and of this County in particular; yet I hope my Conduct, when

examined either by my friends or my Enemies, will not be found to be altogether unworthy of Esteem, and as it has always been public and Conspicuous it can not be difficult to obtain Just Ideas of it. This Consideration makes hope that the British Officers have not received any unfavorable Impression Concerning me, and without Such I persuade myself that they have no wish to add to my Calamity by keeping me from a family which has much occasion for my assistance, when my detention can be of no advantage to their part of the War. Of this last Truth I persuade myself they must be by this time fully convinced. They must have found that neither I nor any individual was Essential and I think that they cannot doubt that my being at home as an inoffensive private man can do them no Injury and therefore I am induced to hope that your Intercession may prove successful.

While I am making this request for myself I cannot forget my unfortunate fellow prisoners, nor do I think your humanity will deem the trouble too great to Solicit for them also. One of them is Lt. Col. Lytle who was on parole when taken, wounded and plundered, and yet is still detained, tho' his treatment has been often represented, and is still disregarded. The next in rank is Captain Read, a very deserving officer and a good man, who was my aid de Camp and ought to be attached to me as well in any favorable Circumstance of my Captivity as he has been in this more inauspicious. Another is my Secretary Mr. John Huske, abstracted from the merit of this worthy young Gentleman, I think myself bound in honor to pay every attention to his Circumstances. Two other Gentlemen are Continental Officers who had the Misfortune to be accidentally at Hillsborough, and one Gentleman, Mr. Thomas, was inoffensively in his own lodgings and in no Military posture or Character. The rest are Continental Soldiers or Peacable Inhabitants. The former I meddle not with; the latter as they are mere harmless Citizens on whose labor the Subsistence of their families depends, I venture to hope that humanity will plead successfully for their enlargement to their homes, especially as many of them are in the predicament which excludes exchange, vizt.: not having been in arms when Captured.

I am, &c.,

THOMAS BURKE.

By the United States in Congress Assembled,

December 10th, 1781.

Resolved, That the Legislature of each State raise, at the Expence thereof in the first instance, to be reimbursed by the United States, so many men as may be necessary to compleat the Quota assigned to such State, out of the Number of Land Forces agreed upon in the Resolution of the third and twenty-first day of October, 1780, calculating the Deficiency upon the Number of Men whose Time of Service will expire on or before the first day of March, 1782.

Resolved, That the Legislature of each State be called upon in the Most pressing Manner to cause the Quota thereof, of Land Forces, to be compleated, and in the Field by the First Day of March next, and to provide for replacing those Men whose Time of Service shall expire between the said first Day of March, 1782, and the last Day of November in the said Year.

Resolved, That it be recommended to the Legislature of each State to fill up the Quota of Land Forces by Enlistments for Three Years, or during the War.

Resolved, That such States as now have any non-Commissioned Officers or Privates in any of the Regiments of Cavalry, Legionary Corps, Artillery or Hazen's Regiment, be credited in their Quotas for such men (according to the numbers from time to time, for which purpose the Commander-in-Chief is hereby directed to specify such) Non-Commissioned Officers and Privates to the States to which they formerly belonged in the Returns which he shall make to the States and in his Annual Return to Congress.

Resolved, That the Commander-in-Chief cause Returns to be made as speedily as possible, to the Legislature of each State, as well of the Number whose Time of Service shall expire before the first day of March, 1782, as of those whose time of Service will expire on or before the last Day of November in the Year aforesaid.

[Extract From the Minutes.]

CHAS. THOMPSON, Secry.

North Carolina,
Dec., 81.

TO GOVR. MARTIN.

WARREN Co., Dec. 14th, 81.

DEAR SIR:

I recd. yr. very obliging letter by fav. of Tilman Dixon, you have my hearty concurrence for such of the Officers of the Continental Line of this State, who have just now no command fixed, entering in the State Regiment, for ( ). Capt. Dixon, a ( ) in Camp. Lt. Marshal being of the first Regiment, also takes command, there is some few who acts in the Staff, Commy. of Stores to the Brig., &c., and such as are assigned to districts, for the purpose of receiving drafts, delinquents & apprehending of deserters, cannot be allowed to leave their several appointments & stations ordered.

I am Sir, very desirous to see you on my Way to meet ye Council, should it not be convenient to call on me, I will do my best.

HON. JAS. IREDELL TO JUDGE JOHN WILLIAMS.

EDENTON, Dec. 14th, 1781.

DEAR SIR:

I should have wrote to you long since but for a considerable time after my coming down here my health was very bad, so much so that I could not go to New Bern, and it is but lately I have been quite well. I now enclose the certificates of your attendance at Halifax and hope you will excuse my not doing it sooner.

Tho' the affair of Lord Cornwallis is of an old standing, you will permit me to rejoice with you upon it. We shall long, I am sure, feel most happy effects from it.

I have had great uneasiness about the affair of Willison ever since the Court. The trial now stands perfectly unguarded. A subpœna will signify nothing, from the lowness of the forfeit, and is in all respects a very inadequate process in criminal cases, and in this

perhaps nugatory where the party is a Minor. I submit to you therefore a method I have digested upon great consideration. It is that you should issue a Precept stating the circumstances of the case, and ordering her to be carried before some justice of the peace for the purpose of her giving security. This I imagine perfectly consistent, a Justice of the Peace only, where a Witness is examined before him, may commit him till he provides Security or enters into Recognizance as the case may require. If such a power did not exist *whether a Man should be ever tried or no* would be in the option of the State Witnesses. The power cannot be less competent in a judge when it appears on the very face of the proceedings that a particular Witness is an indispensable one, *and that upon her evidence a Bill for a capital crime is found.* I take the liberty to inclose a form I have prepared. You will observe I have waived, in conformity to your opinion, any mention of any contempt and have stated her age to be under the usual age of discretion, which may account for the omission of it, for as to the extraordinary denial of any contempt being incurred by such Witnesses absconding (provided they are of age) I have found among my books since I came home *Cases where attachments issued for not attending on a Subpoena in a civil action.* They are to be found, I Strange 510, 2 Stra. 810, 1054, 1050. And in these cases, *they had also forfeited a Penalty* (which is constantly mentioned in a Subpœna), in one it is expressly said £100. After this, I suppose, there could be no doubt whether *State Witnesses* may incur a contempt even if there was no express authority for it.

You will, I am sure, excuse my troubling you on this occasion, for I see no other possible method by which the trial of Willison can ever be secured.

I have heard of no news lately. I should be happy in receiving a letter from you sometimes, and shall have great pleasure in writing to you when I have anything worth communicating. I have lately suffered so much, both in pocket and health, by my office, that I have wrote to the Governor desiring him to lay before the Assembly my desire of resignation. It is undoubtedly now much more valuable than formerly, but I have yet reaped little of the fruit of it, and the fatigue and incessant application it requires is too much for me. I wish you could think of a successor to whom the office

might be agreeable, and if you had an opportunity suggest it. I know it is of importance to the judges to have somebody in the office they are not averse to, and hope you will have reason to be pleased with the appointment. The Salary is £20 specie a Court, and each bill found 20s. Specie, not found 13s; Pecuniary inducements not despicable. If the Assembly do not meet before the Spring and the Governor could find an agreeable choice I should wish him to nominate before the new circuit begins.

You will be so good as to mention me to Mrs. Williams with all possible respect, and assure I ever bear in most grateful remembrance her extreme kindness to me. I beg you also to believe I am most sensible of yours. And pray do me the favour to present my particular respects to my obliging friends Mr. & Mrs. Burton, Mr. & Mrs. & Miss Henderson, and your other agreeable connexions, believing me to be,

With great trust and respect, Dear Sir,

Your obliged and obedient servant,

JAS. IREDELL.

COL. ABNER LAMB TO GENERAL SUMNER.

Dear General:

As my Father is just dead it is with the greatest regret imaginable I have to inform yr. Honor (if my wound would permit which I am afraid will not for some time), 'twill not be in my power to join you perhaps for eight or ten months. Having been appointed by my Father's Will an Executor to his Estate, which is in some confusion, that may detain me longer than I expect. As he was confined to his room Five Months, by a billious fever which carried him off this unhappy stage of life the Eighth Nov. last, to (I hope) some of these Celestial and Blest Abodes, filled with all these pleasing and delightful scenes that tend to immortal happiness, prepared for the reception of true Patriots.

The little time I was with you I assure you, Dr. Sir, gave me very great satisfaction & should take much more at this time. The

place and Country appearing loathsome, I desire nothing more than the pleasure of being under your command.

I should be extremely happy if it were possible, to be stationed for sometime in this District to apprehend Deserters, &c., & receive from the different Colonels of their respective Counties such men as have not already been received.

For I flatter myself I should collect such a number as would give my Dr. Genl. satisfaction. As a number of young gentlemen offer their assistance & many, if a post should be established down where I live, would return to their duty.

Tho' provision hitherto from supporting the Army at North West River Bridge has been somewhat scarce, Fortune smiles on us with a plentiful harvest, & there's not the least to be doubted, with a respect to a want of necessaries to support 500 men Twelve Months in this County. If convenient I should thank yr. Honor to inclose an Order (If I obtain leave to act in the manner above mentioned) on the Commissioners and Commissaries, To draw provision as well here, as on the march to join you, as I intend after collecting a Number sufficient, to proceed on with them, if you please.

As I have fully informed you of the situation of affairs in our family, t'would lay a lasting obligation on me, if (agreeable to my Father's Will) you'd have my Waggon discharged & sent Home or to Halifax by some safe Hand, & I'll greatfully Acknowledge the favor & refund all Trouble and Expence.

I shall wait your further orders & be in suspence till I receive a line from Yr. Honor, which would give infinite satisfaction, & should know in what manner to proceed.

I am Honb. General,

With all humbleness & expressions of

Respect and Regard,

A. L.

Edenton District, Mount Pleasant,
15th Dec., 1781.

P. S. As I have no News & live in a corner of the World to itself, be so kind as to insert the News.

ABNER LAMB.

CAPT. WILLIAM CHRISTMAS TO GENERAL SUMNER.

CAMP AT COURT HOUSE, 23rd, 1781.
(No month given.)

SIR:

I recd. your Returns by Thos. I have not had any returns for the pork already issued, what pork you have had I don't know, you wrote me you would give an account of the wt. which please send up by Thomas in the morning when I can credit your orders, & send you the balance in pork, by the Bearer. As to the flour I can give you a certificate for the quantity it would take which Certificate will be allowed in your coming Tax.

I am, Sir, your humble Servant,
WM. CHRISTMAS, Com.

Sir, Let Lemuel Thomas have corn for his horses till you hear from me & you shall be allowed.

HOUSE OF REPRESENTATIVES OF THE UNITED STATES.

GENTLEMEN:

Happy for this Country, that it is not yet deemed treason for the Citizens to discuss freely and without reserve, the measures of their Representatives whose office it is to exert their best abilities to render their Constituents happy, so far as the Constitution enables them so to do—in the exercise of this great trust wisdom is always to be their Guide, stript of self-interest and private Resentment.

Stating the above as the policy of this Country, I take the liberty of offering my sentiments to their Consideration in this critical and perilous moment; and before I proceed shall remark, that notwithstanding the Representatives for the time Being are the choice of the People, it is by no means from thence to be concluded that the best possible choice has been made, but that there remains unobserved in the great Theatre of Business many of equal, I will not say superior, talents for the Discharge of this great trust, who watchfully observe the Errors that so numerous an Assembly rush into, altho' their principal Views may be for the public Good;

doubtless our present critical situation requires that the Goddess Minerva should be more sordid than the blustering thunder of Mars.

Let us take a retrospect of the wretched condition of these States, so lately as the late War; do we wish to tread the same ground over again, or do we vainly suppose that we are better prepared to receive the formidable force of Britain at this time, than we were at that period? Your reply will no doubt be in the affirmative: which I modestly conceive to be a mistake, for the reasons following:

First, We had for our aid the great essential for war, (viz.) a paper medium, which altho' daily depreciating, yet met a ready circulation in the purchase of every necssary for the War; Circumstances have turned up that Annihilate this old Friend, whence Recourse must be had to specie only, from what Quarter this is to be produced I leave to your superior wisdom:—taking it for granted that no nation ever yet sustained a Tax so justly equal to the Expenditure of a War. Foreign Loans will not be within your Reach, as your Doctrine of Sequestration of the Debts & Property of such Nations with whom you may be engaged in War, will prevent every prudent People of the Habitable World from crediting the Public or Individuals of this Country.

In the late War a kind of Loan was, by Violence, wrested from the People, that is by seizing their Property and furnishing the Lender with a Certificate nominally of equal value; do you suppose the same game can be played over again? Certainly you have more Sense than to expect that the Citizens of the United States retain so much of that milky Softness, as will lead them to submit to the renewal of the oppressions of that Day. The People on the contrary, see with Indignation the mode of Redemption adopted by your wise Councils, by which the Speculator into the Pride of Nobility, at the Expence of the Original Lender, who in addition to his first loss, is now paying his Quota of the Debt accumulated into the Hands of the Public Pluderers; on this odious subject there is room to say a great deal; the above Hint is sufficient to bring you to think seriously of the Ways and Means you have to support the Expence of the War.

I must not omit remarking that in the late war we had for an Ally the most powerful Nation of Europe, who interest it was to persevere with us till the Union between this Country and Britain

was totally dissolved; by their special aid this great object was with great Difficulty obtained; why then dare we risque the Contest over again, relying on our own Exertions only. Are you so void of thought as to expect that France will again waste her blood & Treasure to fight the Battles of a People who have never requited the obligation in one single instance; is her Trade more cherished in this Country than that of Britain; or have we discovered in their present glorious Contest a Disposition to do justice by paying them for the Supplies furnished us at a moment when our all depended on them. I say has not this contrary principle been pursued by us in the Reply of the Secretary of the Treasury, when applied to by Mr. Garets (?) when he said that we could not at this time pay them what we owed, lest Britain should construe it into an Aid. The same Principle discovered itself, in Mr. Knox's Reply to the same Officer, on his application for some aid in Arms, when he said in a surly tone that we could not lend them a *pistol*. I am no admirer of Mr. Garets Conduct generally, but this part of his Publication gave me pain, as I think it did to every one who respected justice & a horrid Ingratitude—and what do you expect the great and illustrious people of France will say, on seeing this account from their minister. Their particular situation will no doubt stifle their resentment for the Moment; but when the Day of Peace will be restored & their struggles crowned with the Prosperity due them, they will have leisure to contemplate, among other great objects, the distant behaviour of the Americans in their Day of Trial; if we had laid up in our minds to go to the War we ought not to have hesitated the Declaration on the first hostile act of the British, when perhaps our aid thrown into the scale with France, & the murmurings of the English Manufacturers who won their daily bread from our Commerce, would have drawn off England from her Don Quixote War of King-making, but on the contrary the great Timidity of the Americans, easily discovered by Mr. Hammond in his Communications with the Executive, has encouraged England to trample on the laws of Nations by the seizure of our ships engaged in a lawful Commerce. What is now left for us but to go to War? I say by no means. We have every reason to expect that very shortly a great Peace will take place in Europe, the Successes of the French render it absolutely necessary for the combined power. Should that

event take place we should be left alone to consider, (torn out) unless we are not so vain as to expect that France, already desolated by War, wont wish to assist us, when they could not obtain more by it than the spilling their Blood. I therefore conclude that if we engage in War the whole business would be left to us, destitute of Allies, destitute of France and destitute of the ability of procuring supplies from our Citizens, except so far as the pitiful sum raised by direct Taxation will supply your Treasury.

WHITMILL HILL.

LETTERS, &c.---1782.

REPORT OF THE COMMITTEE APPOINTED TO ENQUIRE INTO THE EXPEDIENCY OF KEEPING A BODY OF MILITIA STATIONED ON THE FRONTIERS OF THIS STATE, & TO WHOM WERE REFERRED LETTERS FROM THE GOVERNOR OF VIRGINIA & PRESIDENT OF SOUTH CAROLINA ON THE SUBJECT OF A TREATY OF PEACE WITH THE CHEROKEE INDIANS.

Your Committee having examined sundry Letters, Depositions, &c., &c. Have obtained well authenticated information that the Cherokees have committed frequent Hostilities on the Frontiers of this State and the State of Virginia during the last Winter and this Spring, and that they have killed nine of the Inhabitants since the 20th of Jany. last, with the usual Circumstances of Savage Barbarity;

And that the Indians, under the Dragon Canoe and other Chiefs averse to Peace; are still pushing on the War and perpetrating almost daily Acts of Cruelty and Murder;

Your Committee are therefore of opinion, that there is little or no Probability of Peace with those Savages for the ensuing Summer.

Your Committee are further of Opinion, that it is expedient and necessary to take into the public service & keep in Pay 400 Men for the Defence of the Frontiers of this State, and that the Service

will be much better performd by Independent Companies than by Militia.

Your Committee are therefore of Opinion, that 8 independent Companies ought to be immediately raised in the District of Salisbury. Each consisting of 1 Capt., 2 Lieuts, 1 Drum. 2 Sergts., 1 Clerk & 50 Privates. 4 Companies for Washington & 4 Companies for Rowan & Tryon, to be employed in Building & Garrisoning Forts, Scouting & Ranging Service and all other public Service that shall most conduce to the Safety of the Inhabitants and most facilitate the Operations of War against the Cherokees & the Indians at War with this State.

Your Committee are of Opinion that it is expedient to place 2,000 lbs of Gunpowder and 4,000 lbs of Lead, as soon as may be, at Col. Osborne's in Rowan for a public Magazine there, & also 1,000 Bushels of Salt.

And that it is expedient to place 500 lbs of Gunpowder & 1,000 lbs of Lead at Col. Carter's in Washington District as a public Magazine there and —— Bushels of Salt.

Your Committee are of Opinion, that 200 Militia at Washington & 200 in the Frontiers of Rowan & Tryon should be continued in Service until they are relieved by independent Companies.

Your Committee are of Opinion, that it will be proper & expedient nevertheless, for this State to send one or more Commissioners properly authorised who may, in Conjunction with Commissioners from our sister States of Virginia and South Carolina, hold the intended Treaty of Pacification with such Chiefs as have prayed for it and showed a Disposition for Peace.

WILLIE JONES.

LETTER FROM JOHN DUNN.

Sir:

Pursuant to your request of me I have drawn up the following state of matters and facts as they are, with regard to my person being seized upon in my own Province & sent Prisoner to Charles Town together with Mr. Benjamin Booth, where I now am, and have been for twelve months wanting a few days.

Some time about the last of August or beginning of September, in the year 1774, and previous to the meeting or assembling of any

Congress or Committee in any of the Southern Provinces, or their having entered into any particular Resolves with regard to the general laws of American liberties, so far as at that time I had any knowledge of, a certain William Temple Coles then Magistrate, came to me at the yard in Salisbury, where I was then looking over some hands who were then at work for me, about making of Bricks; Mr. Booth & others present. Mr. Coles pull'd out of his pocket a northern news paper, where printed I do not recollect, and among other things he read certain Resolves, or protests, entered into by the people of New York and declaring their disapprobation to the measures then carrying on by the people at Boston & in opposition to the British acts of Parliament Touching the Tea Act and other Acts. As soon as he read those Resolves he seem'd to approve of them very much and then said he thought it very necessary and becoming the people of our Province, especially Crown Officers, to enter into such like Resolve or Resolves similar to those, and then prevailed on Mr. Booth to draw up some things of that nature. In a few days after, I being at Mr. Coles' house in Salisbury, Mr. Booth produced a paper containing a declaration of allegiance, fidelity and obedience to his Majesty and submission to the British acts of Parliament in general, &c. This paper being similar to that published at New York it was approved of by Mr. Coles, Mr. Walter Lindsay (who also was Magistrate) and myself and was then signed by Mr. Lindsay, Mr. Booth and myself & I believe one person more. Mr. Booth then kept the paper and it was then concluded upon by us not to offer it to any other person to be signed, neither have I been privy to its being signed nor no copy thereof by any other person to this hour, nor have I made any inquiry about it since. Shortly afterwards I being at Mecklenburg Court, I had learned that Mr. Avery had by some means procured a copy of Mr. Robinson, a schoolmaster in Salisbury, who had copied it fair from the original rough draft. I was also told that Mr. Avery had read it to the whole Presbyterian Congregation at their meeting at Mecklenburg. I was asked at that Court by some persons who show'd a copy (given I presume by Mr. Avery) whether or no I knew anything of it, to which question I answered in the affirmative. In September or October following, and on a day when a general muster was held in Salisbury, some of the Inhabitants in Salisbury

& adjacent neighbourhoods formed themselves into a Committee, and amongst other matters then deliberated and considered upon the above paper or copy was considered upon, and after some time it was (as I had been informed) voted seditious, libelous and inflamatory, &c. I heard no more of the matter from that time until the last of July following which was almost a year, during which time many Committees, & Councils of Safety & Committees of Intelligence sat in Salisbury where I lived. I was never examined or brought to any account before them, neither have I to this day been asked to associate with them or join in their deliberations, neither have I ever seen any Sociation paper nor do I believe they had any until I procured one since my confinement in Charles Town which I enclosed to them as a precedent to adopt another by it suitable to the genius of the back inhabitants of N. Carolina. I recollect that at a time when the people were met at the Court House in order to choose new different Committees and a Council of Safety my assistance was asked for by some gentlemen. I attended and told them I could not act in any public capacity from mere principle and matter of conscience and at divers times and on many occasions before then having taken the several oaths of Government as also being then the sworn and acting attorney for the Crown, in Rowan County Court as also a Notary Public in the Province, but that I was ready at any time to assist them in choosing of fit members for Committees and proper persons to attend as Delegates to serve in General Congress & assist them with my advice or opinion upon any special occasion with which they seem'd well satisfied, and accordingly I did which gave great umbrage to a certain person, then present, he having missed being elected himself owing, as he imagined, to my fault and wondered what right I had to interfere in the matter and swore, as I afterwards was told, if I ever came there I should be kicked out of doors. I then desisted from concerning myself further either on the one side or the other.

On Monday, being the last day of July or the first day of August, 1775, being just recovering out of a fit of sickness and at my own house in Salisbury it being the day before the sitting of the Court as also the meeting of the Committee for the County, I being busy preparing my papers relative to the Crown as well as civil business, a number of armed persons entered into my house & after having

seized upon my person I was forced away to Lewis Coffer's house in Salisbury and in a few minutes I saw Mr. Booth conducted in the same manner to the same house. Shortly afterwards William Kennon Attorney at Law, and Adlai Osbourn entered the room, & they being asked by several Gentlemen, Merchants and other the chief of whom were members of the Town Committee & Council of Safety, why we were restrained from our liberty, for what reason or by what authority or whose order we were taken into Custody, Kennon & Osborne seem'd to signify it was the desire of some gentlemen from the Southward and who were then waiting at Mr. Lock's about five miles from town, in order to examine us with regard to our political sentiments with regard to American Laws of Liberty, &c., and that we would be detained but a few minutes before we should be set at large in order to return home. Those Gentlemen reply'd and told them that they looked upon it that they were the only proper judges of our Conduct on those occasions and they only had the best right to examine into these affairs, as nothing could be transacted by us to the prejudice of the Common laws but they of course must have their notice thereof, reflected very much on the arbitrary conduct of those busy and intermeddling men and it was looked upon an insult offered to them and prohibition of that liberty which Americans in general were then contending for with Great Britain.

Notwithstanding every Argument which could be offered from reason & common justice by Messrs. Troy, Chambers, Nesbest, Beard, Little, (Members of the Council of Safety) and Doctor Anthony we were sent off under a guard of men whom a few minutes before then those two conspirators had had out in the woods. They caused them to be first sworn to secrecy & fidelity (as the men themselves told us afterwards) and then ordered them to take us into safe custody; thus were we exposed and drove to Mr. Lock's that evening as felons. When we arrived there I saw no Gentlemen from the Southward or elsewhere, but there we were kept under a strong guard until about 11 o'clock at night at which time those gentlemen above mentioned who went with us to learn the event of such treatment grew impatient & proposed entering themselves security in any sum of money whatever so far as their respective estates were worth for our appearance before our own Committee the next day.

who were then to meet at Salisbury according to appointment, and if any such matter as they could lay to our charge would be fairly & impartially inquired into; but all to no purpose. In the meantime Mr. Avery, Mr. Willis (who was Kennon's brother-in-law) and a negro fellow were sent off above the road leading to Mecklenburg & in some time returned with near thirty or forty armed men from Mecklenburg & Tryon Counties who were engaged in the same manner pursuant to an unjust scheme & plan adopted by the said Kennon, Osbourn, Polk, & others a few days before. About two o'clock in the morning we were forced away from Mr. Lock's escorted by this guard to Mecklenburgh Court House where we arrived in the evening of the next day. The said Kennon & Osbourn having signified that the Mecklenburg Committee would examine into those affairs we made application to Mr. Polk to call upon the members of that Committee, many of whom were then in Town, and that we were ready to answer to any charge that anyone could accuse us with and would give them any reasonable satisfaction with regard to our conduct which they in reason could expect or desire, to which request he seem'd to have some thoughts of complying but instead thereof the next morning he, at the head of about sixty horsemen all armed, signified to us that we were to be sent to Camden Jail in South Carolina & according we were forced to comply; from Camden we were sent to the Congress & from thence to Charles Town without a shift of any kind of apparel nor a shilling in our pockets to buy us the least necessary of life and previous to any examination, tryal or Convention or any legal or just charge but such as those cruel and unjust persecutors pleased to suggest in order to justify their conduct, having violated every principle of honour, Justice & humanity, & even one of the established Maxims & rules of the General Congress before that time made out and directed to be observed throughout the whole Continent; and now here we still remain prisoners in exile from the enjoyment & society of our wives, children and families, who have suffered great distress and hardships on many occasions contrary to every principal of humanity and christian virtue & without any just cause whatever unless it be to gratify the malice & envy of wicked, artful & designing persons who, in order to gratify their own ambition and carry their pernicious and wicked designs into execution, would sacrifice their own

honour & the repose of their innocent neighbours & happiness of their families to answer their pernicious views. It has been proposed to us several months ago by the gentlemen of this place that if we would release those men & indemnify them from all actions or causes of actions arising to us on account of our suffering we should be released & permitted to go home to our families; as to myself I answered & told them that I was ready & willing to release & indemnify every person belonging to any Congress, Committee, or Council of Safety, or any person who had been invested to act in any wise by any authority of the people; but those who had treated me with cruelty & barbarity in an arbitrary & unjustifiable manner I could not, in justice to myself, family & fellow subjects forgive, having suffered near twelve months false imprisonment and was also indebted near one hundred pounds procl. money to physicians who attended my son who was sent hither with a certificate by the Gentlemen of Salisbury in order to show the falsity of the charge laid against me, he being sick of a violent fever for some weeks, exclusive of his board & attendance and keeping his horse. As also another debt owing from myself to the Doctor who attended myself when taken with the yellow Jaunders & a fever and now cannot command a shilling to pay off those just debts.

JOHN DUNN.

A PROCLAMATION.

State of North Carolina.

By his Excellency Thomas Burke, Esqr., Governor, Captain General and Commander-in-Chief said State:

I do, by and with the advice and consent of the Council of State, recommend to all Collectors of public Taxes to receive, in payment of the State Paper Money Tax, Indented Certificates issued by the County Commissioners for Supplies since the last Collection, and the Continental or State paper at the Election of the payer for the one fourth directed by act of Assembly to be collected in Continental paper money; Conditionally if the same shall be approved by the General Assembly.

Given under my hand & Seal at Arms at Halifax the 16th day of February, 1782, and in the sixth year of our Independence.

THOS. BURKE.

PROCLAMATION.

STATE OF NORTH CAROLINA.

By his Excellency Thomas Burke, Esq., Governor, Captain General and Commander-in-Chief of said State:

A PROCLAMATION.

Whereas, the General Assembly did not meet pursuant to their last adjournment, and therefore no place is appointed for the meeting thereof after the next annual General Election, I do therefore, by and with the advice and consent of the Council of State, appoint the said meeting to be at Hillsborough on Tuesday the Second day of April next where the Punctual and Early Attendance of the Members is Absolutely necessary.

Given under my hand and Seal at Arms at Halifax the 16th day of Feby, 1782, and in the Sixth year of our Independence.

THOS. BURKE.

GENL. SUMNER TO CAPT. GEORGE DOHERTY.

HALIFAX, June 19th, 1782.

Capt. Doherty,

SIR:

You have my leave to go on a flag to Charles Town, being agent for the line of officers of this State—and at the request of his Excellency Alex. Martin, Esqr., Governr., &c., that the several debts contracted by the officers who were in Captivity at Charles town may be ascertained for payment.

I am yr. Servt.,

JETHRO SUMNER.

Brig. Genl.

Capt. Geo. Doherty.

COL. JAMES MOORE TO CORNELIUS HARNETT, ESQ.

DEAR SIR:

There is now in the guard house Wm. Cains of Brunswick County, who was confined for persuading the Soldiers to lay down their

Arms and submit to the King's officers; and for furnishing the Scorpion's officers with provisions while laying at Brunswick. The proof is very full with respect to the 1st part of the charge. Do urge the Council to try him before they go away.

I am, Yours, &c.,

JA. MOORE.

Saturday.

Cornelius Harnett, Esqr.

INSTRUCTIONS FOR BRIGADIER GENERAL McDOWELL, COLONEL JOHN SEVIER AND WAIGHTSTILL AVERY, ESQUIRES, OR ANY TWO OF THEM, COMMISSIONERS APPOINTED TO TREAT WITH THE CHEROKEES, CHICKAMAUGA, &c.

GENTLEMEN:

As soon as the Troops under the Command of two of your Board, to-wit: General McDowell and Colonel Sevier, have formed a Junction in the Cherokee Country first having complied with my first Instructions respecting the Chicamaugas, as to the destruction of their Town and other hostile Towns of the Cherokees, &c., you will send out Flags with Runners or proper persons, and invite that nation to a Treaty, or such part thereof as you shall judge requisite to attend.

That you require of the Chickamaugas in Satisfaction for their late Disaffection and the Murders and Ravages they have Committed upon our peacable, inoffensive Citizens, that they relinquish their Claim to their Settlements and return to the Cherokee Nation from whence they were emigrants; that the Cherokees, or whatever Tribe of that Nation by whom the same may be claimed, cede to this State, including those settlements from such Boundaries as you shall agree upon, all the Western lands contained within the chartered bounds of North Carolina to the Ohio and Mississippi, should the Ohio be within the bounds of the same. That they surrender all our prisoners, & deliver up all Refugees, Tories and British who may be among them, together with all Negroes and other property taken or plundered from the Inhabitants of this or of the United States. You will agree on a Western Line by which that Nation and this State shall be sacredly bound. Which confining and con-

tracting their settlements the Cherokees will soon be circumscribed by white Inhabitants, and their power reduced to the harmless and inoffensive situation of the Catawbas.

That you demand on this or eastern side of the Cherokee Nation, the French-Broad River and its Waters, in Satisfaction for the many great Injuries done to the Inhabitants of the nearer Towns.

That you act with such other Commissioners who may be appointed by any of the United States on general principles and plans of peace; but the Territorial Claims of this State you alone are specially intrusted with, to conduct and manage with that Address your prudence and wisdom will direct, and suffer no Cession to be made of any Land lying within the bounds of this State to any other State or person whatsoever, but what are before directed.

I recommend the Treaty be not held where the Troops are stationed but at some Remove where the Indians will not be under an immediate Fear and Duress, as Constraint and Fear would make the Contracts void; but the same be conducted in such manner that the Indians have full power to exercise their Liberty.

Upon the whole the aforesaid are the Outlines of the proposed Treaty, to which you are not absolutely confined, as many inconveniences may interpose in confining you to particular limits. You will exercise therefore your own discretion on the above preliminaries; when you have agreed upon the Western and Eastern Bounds for that Nation You are to assure them they shall be most inviolably and sacredly observed on the part of this State on Condition that the severest Punishment shall be inflicted on the Offender or Offenders. Your proceedings you will transmit me.

I am, Gentlemen, with great Respect,

Your Most obedient humble Servant,

ALEX. MARTIN.

HON. T. BURKE TO GOVERNOR CASWELL.

PHILA., 10 Jan'y 1779.

DR. SIR:

Some time ago Congress Resolved to appoint two Brigdrs. for our State, and agreeable to Instructions we nominated Cols. Sumner and Clark: yesterday Cols. Sumner & Hogun, were chosen by

ballot. The choice of the latter Gentl. not being pursuant to the Instructions the Design of this Letter is to account for it, and if you please may lay it before the Assembly.

After the nomination of Cols. Sumner and Clark Mr. Hill and myself, who lodge together, were informed by a Gentn. who came immediately thro' the Army, that the Deviation from the line of Seniority of Rank in the Intended promotion of Col. Clark gave great uneasiness, that it was considered by officers of every Corps as a Violence of Military Rank and Honor, and by all resisted. Reflecting that this matter of military Rank had given great uneasiness and occasioned great Embarrassment to Congress and that it had been for some time settled and no deviation made from it, except where some officer had been fortunately distinguished in some Extraordinary Enterprise, (a Case which is always admitted as an exception to the general Rule) and that it would not be prudent or just to wound a Set of Men in a point which they hold so tender, who are so useful to their Country and have ventured & suffered so much for their fellow Citizens, with no prospect of Emolument peculiar to them, and reflecting also that the Officers of our Troops must be reduced to the necessity of resigning or remaining in the Army as Near degraded and of course despised; a Situation the most intolerable that I can imagine, and in which I am persuaded they do not deserve to be placed, so their Country do not wish them to be. Reflecting I say, Sir, on these Circumstances, Mr. Hill and myself concluded that it would be for the general Good, that the promotion should take place according to the rank of our Line, and that the State if well informed, would so far countermand their Instructions. Being confined however to our Instructions, we would not presume to nominate or vote for any but such as we had in command; we deemed it however incumbent on us in order to preserve their Character for Candor and Integrity which we very highly value, and which we deem necessary for preserving a due weight to the representation of the State, and particularly in order to prevent on the State the Imputations of partial Injustice, and of involving the Congress in difficulties with respect to the Army; before they proceeded to ballot, how the Rank of our Line stood, and what occasioned the Instructions, we communicated our Ideas to Mr. Penn, and he concurred with us. Accordingly

Sir, I laid the matter fairly before Congress, and immediately thereon Col. Hogun was put in nomination, but not by any of us. Mr. Penn endeavoured to support the nomination made under our Instructions, which I confess I did not. I told Congress that were I to make a choice from my personal inclination it should be Col. Clark but I thought all such considerations should give place to public Utility, that I was apprehensive the choice of him would induce a very great Inconvenience in our present Circumstances and I ventur'd to give it, as my Opinion, that the State would not desire anything which might have such effect. I lamented the misfortune of Col. Clark in having been restrained by Superior Command at Germantown, which prevented his having an opportunity of obtaining distinction, that even this misfortune had given preference to Col. Hogun, who had on that action behaved with distinguished Intrepidity; that upon the whole, tho' I must vote for Col. Clark, because I was so instructed, I could not be so uncandid as to say he had the best pretensions. In all the Sentiments I delivered I was happy to find Mr. Hill concurred with me; nor indeed do I know that Mr. Penn differed. He chiefly insisted on his Instructions, and the violence done to Col. Clark's feelings in refusing him a promotion which had been so long expected for him. Mr. Hill & I, for whom only I can now speak, not having seen Mr. Penn since the adjournment, are persuaded have done what our Constituents would have done if present, but should we be so unhappy as to have our Conduct disapproved we must lament the dilemma in which we were placed and which made it impossible to us to gratify ourselves by supporting our Instructions, and at the same time preserve a due regard for the public Service and for the character of upright Integrity which is very dear to every honest man, and essentially necessary to every magistrate among a free people.

T. B.

COL. JAMES ARMSTRONG TO JETHRO SUMNER, BRIGADIER GENERAL.

At a Court of Inquiry held at Halifax the 5th day of Novr., 1779, by order of Brigadier Genl. Jethro Sumner to Inquire into

the Conduct of Colo. Gideon Lamb at the Actions of Brandywine and Gearman town on the 11th of Sept. & 4th of Octr., 1777, Colo. James Armstrong, Presd.

Members:

Lt. Col. Thackston,
Lt. Col. Dickenson,
Major Dixon,
Major Eaton ,
Major Nelson,
Captain Donoho,
Captain White,
Lieutenant Bailey.

The Presidents met according to Appointment. Adjourned the Court to Saturday 9. O'clock. Saturday 6th Novr. The Court met according to Adjournment and after examining the Different Testimonials about Colo. Lamb Leaving his Regiment and the Ground occupied by it on the Eleventh of Sept., 1777, at the action at Brandywine, without Orders, are of Opinion the Charge is not Supported and that he be Acquitted with Honour.

JAMES ARMSTRONG, Col.

COPY OF A LETTER (NO DATE) IN GENERAL SUMNER'S HAND WRITING.

Sir:

It has been no small mortification to me to find the law for assembling of the drafts at district rendezvous by the 25th of April has been spun out by so many diletory officers, who had this care intrusted to them, to this day. The repeated instruction from Genl. Greene respecting the movement of these drafts, when receiv'd & equip'd, the enemy's route through this State, their progress in Virginia, the great and loud call for aid of men, from them and the States adjoining, from the indefeniable Father, the aged mother & loving daughter his Groans & heavy contortion, her sighs, wringing of hands and screams of polluted maids calling to alarm friends and preserve innocence. They lay waste all they meet with in their revenge, and plunder the inhabitants of the best and most val-

uable horses; this Sir, is a greater object and greater in its Consequences, than is generally imagin'd, the probability, we may say certainty of that Army's intention of invading this State as soon as a Genl. Action can be brought on in Virginia if they are successful, no doubt of a powerful detachmt. being sent to the assistance of their distressed broken force in South Carolina & Georgia, should they be routed and so broken that their force could not make head again, mere reason will teach us that their retreat while Genl. Greene is in South C. will be to this State; the very Tory's discontent and indeavoring to make head is I think, a very great and convincing proof that force against this State is intended and will soon issue upon you; therefore, Dr. Sir, in this pause and interval of time, Call, with the prophet, to your Tents O Israel, that an Army of four Thousand men should be immediately embodied to act Occasional on the South Side of James River, in conjunction with the force of the Virginians on this side under the Baron Steuben, Major Genl., may answer the greatest expectation, in frustrating the retreat of the enemy and Supplies from James River or if necessary join the Marquis.

I enclose you a return of the drafts and delinquents from Halifax and Hillsborough Districts; the numbers, my last letters from Major Murfree of Edenton district, had receiv'd was fifty odd & from Colo. Armstrong and Capt. Blount of New Bern District, was seventy odd, from Wilmington District Capt. Doherty, thirty odd. The drafts of Salisbury district reed by Major Armstrong one hundred & eighty, sent on to Head Quarter South Carolina with the delinquents, marched under Major Eaton April 17th of which 41 deserted soon after. I have ordered an Officer to remain at each district rendezvous to receive the drafts and delinquents that should be brought to them and march them to Harrisburg, or wherever order'd. The drafts of Edenton and New Bern districts I have Collected & ordered to join General rendezvous immediately and expect them here in a few days. I shall on their Arrival arrange and march them without loss of time to join Baron Steuben at Cole's Ferry on Stanton River, Virga., and I am doubtful not more than one fifth armed, one twentieth with Cartridge boxes, and one thirtyeth with bayonets; a large Number have not had the Cloathing order'd by law, the delinquents will soon be as naked as ever the

nine months men were and no doubt many lives will be lost for the want of necessary Cloathing and a Blanket, unless supplyed before the fall of the year. These delinquents expect a suit of cloathing equal to the provision made by Congress for the Continental Soldiery.

(The rest is lost.)

COL JOHN LAWRENCE'S REPRESENTATION OF THE UTILITY OF EMBODYING NEGROES IN S. CAROLINA WITH THE ROUGH MINUTES OF THE COMMITTEE OF CONGRESS ON THAT SUBJECT.

The Enemy's force in Georgia consists of 3,500 Regular Troops exclusive of Florida Rangers, New Levies and disaffected Americans that have flocked to their Standard. It is said besides, that upon the arrival of the Anspach Regiment at New York 1,500 Troops embarked there destined as a Reinforcement to General Prevost.

In addition to this they possess no inconsiderable numbers of Negro Captives and Deserters, who if they are not armed, will, by serving as pioneers, fatiguemen and Waggoners, preserve the line of their Army entire for the field, and operate the effect of a Reinforcement.

The force of South Carolina is composed of Six very weak Continental Battalions, the effectives of which do not perhaps amount to more than the complements of three battalions on the present establishment, so there are added Militia.

The greatest part of these Troops are drawn out to the Southern Frontier where they are obliged to remain on the defensive.

The Enemy is Master by Sea, and by availing himself of the rapidity of naval movements may make a sudden descent at Charles Town which in that case could not receive timely succor. The destruction of the Stores and heavy Artillery there might unquestionably be effected without difficulty, and this alone would be an object with the Enemy as the loss to us would be irreparable.

In these circumstance it is asked what Relief can be afforded to So. Carolina and what measures taken for the recovery of Georgia.

If the Composition of the Inhabitants of South Carolina be attended to, it will be found that the greatest exertions of that State will prove ineffectual. These occupations which furnish Soldiers in other Countries, are in this almost universally carried on by Slaves. The body of Yeomanry therefore is not only in itself insufficient for defence but is likewise further weakened by the necessity of detaining a certain proportion at home as guards against insurrections.

The Succours to be derived from the neighbouring States are Militia illy armed, engaged for short periods, impatient of Camp Discipline, who arrive disgusted with a long march, and who from the nature of their engagement may quit the Field at an interesting or perhaps critical juncture.

The remote situation of the Continental Army puts assistance from them out of the question.

The only Resource then of that Country will be the raising a few battalions of able bodied Negroes on the new establishment.

They may be purchased from their present Proprietors at Continental expense for bills on the Treasury payable at a distant day. The Condition of their service to be emancipation at the end of the War. These Troops it is apprehended will be found eventually cheaper than any that can be obtained in the present juncture. They will serve without bounty or pay, will be fed and clothed for less than any other troops and all the bounty and expenses allowed to Recruiting Officers will be saved.

The habits which these men have acquired in a state of Slavery qualify them in a superior degree for Soldiers. They are at once susceptible of the most perfect discipline, they are patient under every species of privation and will endure the greatest fatigue. They are besides constitutionally adapted to service in a warm Climate and in this point of view are infinitely preferable to white Soldiers.

For the more perfect establishment of Discipline and that these troops may be the sooner ready for the field, the officers and non-Comd Officers should be white.

An Argument of policy in favor of this project is that the inconvenience attending a great proportion of Slaves in a State will be daily increasing if our Yeomanry alone be sent to War, as the

population of the blacks will be unimpaired while the whites are wasted by the sword and maladies incident to Military service.

The utility of these troops perhaps may not be confined to the Present object but very considerable advantages may be derived from their ulterior services.

It is well known that in times of invasion a large body of Slaves is generally regarded as a mass of internal Enemies. But Commotions on their part are always less to be apprehended in proportion as the Military force of the Country is more respectable and the Successes of the Invader become more doubtful; besides, a reinforcement of such Troops as are here proposed would give a decided turn to affairs, change the nature of the War from defensive to offensive, and in all human probability enable us to expel the enemy from Georgia in the Course of the Campaign.

A measure of this kind is not likely to have any ill effect on the negroes who remain in Slavery because they will not participate in the feelings of the Individuals who are transformed into Soldiery and will not envy their condition as they see nothing more in it than the hasards of wounds, and death. Negroes have been made very useful in suppressing Insurrections and it is a fact that they have a less Sympathy for those of their own Complexion than any other men.

There can be no difficulty in disposing of these men after the close of the War. If any troops are kept up they will be very glad to serve and may be distributed in Garrisons in the Maritime and Indian Frontier, or may be employed as Marines.

If no standing forces are kept up So. Carolina will certainly, when delivered from its foreign Enemies, have sufficient vigour to maintain domestic Tranquility.

VIEW OF THE EXPENSE.

Purchase money of 2.970 men being the Complement in privates, and drums and fifes of Six Battalions at 1,000 Dl. each.....	$ 2,970,000
Deduct:	
Continental bounty for the same number at 200 Dl. each	594,000
Years pay for 2,862 Prs. at 80 Ds.....	228,960

Do for 108 Drs and Fifes at 88 Ds..... 9,504
Bounty to Recruiting Officers 20 Ds. pr Recruit..... 59,400
Recruiting Expenses .....
Expenses of an equal number of men on their march from North Carolina or Virgina & their Return.
Economy in Rations and Cloathing.....

Many Officers who are drawing pay and rendering no service might be employed in these battalions.

COPY OF REPRIEVE TO PRISONERS IN HILLSBOROUGH.

By Virtue of the Powers and Authorities in me vested I do by these Presents Reprieve until the first day of April, which shall be in the year one thousand Seven hundred and Eighty three, the following persons who were convicted and Sentenced to die at the Last Sessions of Over and Terminer and general Gaol delivery held for the District of Hillsborough at Hillsborough, that is to say: Meredith Edwards and Thomas Estridge for high treason; William Duke and Thomas Hunt for Felony, on condition that they shall severally and respectively on or before the first day of March, next, enlist as Soldiers into the Line of the said State in the Federal Army for one year to Commence from the said first day of March; and I do further by these presents declare that the said Meredith Edwards, Thomas Estridge, William Duke and Thomas Hunt shall respectively be deemed fully and absolutely pardoned for the offenses aforesaid after the aforesaid first day of April, provided that they respectively produce to the governor or commander-in-chief for the time being, or one of the Judges of the Superior Courts, Certificates from the Commander-in-Chief, or the adjutant General of the Southern Army or of the Land forces of the United States, of the due and faithful performs of the terms of Inlistment.

Provided always, and it is hereby declared that if any of the said men Shall desert from the service of the United States, or be found from the Army except by permission or Command of an Officer duly authorised to give such permission or Command, this reprieve shall be null and void to all Intents and purposes, as respecting such

as shall desert or be found as aforesaid, and the Sentence shall in such Cases be in full force.

Given under my hand, &c.

T. BURKE.

GENERAL GREENE TO LORD RAWDON (?).

Sir:

I have been waiting some time to see whether you meant and intended to justify and support the infraction of the Cartel made by Lt. Col. Balfour in the discrimination among the Prisoners and in the execution of Colo. Haynes. Lt. Colonel Balfour appealed to Lord Cornwallis's order to justify his conduct. I wrote to his Lordship on the subject but he would give no decision, which was sufficient evidence to me that he disapproved the measure. But before his Lordship's answer could be obtained he and his Army were made Prisoners. From that time to this the business has been before Congress. Their decision upon the discrimination of Prisoners you have seen. The subject of retaliation is still before them. Persuaded that acts of persecution and cruelty exercised upon Individuals add no dignity to a cause and is no less impolitic than unjust. Convinced also that they never fail to injure the party they are intended to support; I have, both from motives of policy as well as humanity, constantly opposed every measure all in my power which had nothing for its object but revenge and persecution. But notwithstanding I am confident you will derive no advantage to your cause from the exercise of cruelty, yet from a regard to the Individuals who suffer for ours I am bound to resent every violence offered them and to exercise a just retaliation. However, that I might not be thought to have done anything from the impulse of passion, I referred the matter to Congress for their decision.

I cannot think you are under any obligation, either from duty or honor, to support the sanguinary measures of Lt. Col. Balfour. On the contrary I think you are bound to disavow them, especially as they are opposed to the Letter and intention of the Cartel and

have nothing better for their support than claims without right and reasons without force.

Captain Barry is ordered into confinement until those detained upon the principles of discrimination are enlarged, and if there is not an order for retaliation in the other case I am persuaded it will be from the Authors not being in our power. But as the matter is before Congress my desire to afford relief to the Prisoners on both sides would induce me to pursue the exchange upon the plan of the Cartel until their final decision, if those Prisoners were liberated who have been subjects of discrimination. Balfour's conduct cannot be justified nor can the attempt produce any advantage to your cause, nor will the matter be given up by us. And you are to remember that whatever disagreeable consequences arise from your giving support to what is unjust will make you answerable for them. And I need not remind you of our having thousands and thousands of your people in our hands.

I have received your Letter concerning Governor Burke, and altho' I cannot justify the least violation of a parole yet I am not agreed with you in opinion that his apprehensions were chimerical; for Colo. Washington says he would sooner go into a Dungeon than take a parole upon that Island in its present situation. And what serves to confirm me in my opinion that the Danger was far greater than you apprehended, is, some violences lately committed upon your Officers at Waxhaws,—the authors of which can they be discovered will be punished with the utmost severity, and was it not a matter of civil resort, could they be detected should suffer immediate death.

Governor Burke is gone to the State of North Carolina, and before I can write to him fully on the subject I wish to know in what light you consider him, whether a Prisoner of War, or as Major Craig affects to hold him, a State prisoner.

I have the honor to be, &c.,

NATH GREENE.

HON. THOS. BURKE TO MRS. JONES.

Dear Madam:

I have undertaken to write to you but so full is my Bosom when I put pen to paper that I know not where to begin. The Ideas of those pleasing Hours when it used to be my greatest Happiness to listen to your engaging conversation and to admire your Numberless Excellencies crowd Tumultuously into my Memory and I am Transported with the Remembrance. I see you. I hear you, and every Smile every word fills me with a pleasing Extasy. Indeed I had almost given up all hope of hearing anything Concerning you or any person I had left in Ireland, for to repeated Letters I have never yet received a Syllable of Answer and I consequently Concluded the very Memory of me was lost. I therefore Resolved never more to write or Enquire until fortune should enable me to make my personal appearance at home. But an Accident made a discovery which was almost romantic. I had engaged lodgings in the House of one Mrs. Rathell during the Time of Public Business at our Capital and discovering by her Accent She was a Native of Ireland, I ventured to ask her the place of her birth, and upon her Answering Dublin, I become a little more Curious and asked her Maiden Name to which she answering Pleasants, I asked her if she had any knowledge of a gentlemen of that name who lived on Sumner Hill, and She immediately informed me She was his Niece. I concluded by this Time that from the Intimacy between your Family and Mr. Pleasants' She must have some Knowledge of you and your Family, I made Enquiry for Many, but most particularly for the Amiable Miss Sidney Shaw whose name I no sooner mentioned than my fair respondent recollected me and mentioned her having seen me often at your House in Fauns' Street. My Joy, I assure you my very lovely Cozen, was inexpressible. I promised myself unbounded pleasure in learning every Circumstance Concerning those whose happiness I had as much Solicitude for as my own, and Indeed the very hope of speaking of those persons with one who knew them gave me no small Satisfaction. She Soon Satisfield me of your Welfare which was indeed what I was most anxious to know. She informs me Madam, that you are married to one Mr. Jones, a gentleman of Honor, Taste and understanding,

that you have an offspring but of what Sex I have forgot, and that you are extremely happy; give me leave my dear Madam to congratulate you and to assure you that no person living can take greater pleasure in your being happy than I. I have learned too, that your mamma is well and that your friend also married, (the Charming Miss Fortescue) is in the person of lady Newballe mother of several fine children.

I hope Madam, that it will never be the lot of any person whom you wish well to be torn from all that is dear to him and removed at a Great Distance and for a Great Length of time from his native Country, the Society of those who had exercised his heart in the most tender and delightful feelings, and the contemplation of Objects that had first awaken his Sense to pleasure; but Such alone can have a lively Image of the Melancholy Enmity to which my first years of Exile (for I will so call it) were abandoned, and which even now very frequently Interrupts my Felicity. I have however labored very hard to Supply by Industry the Defects of Fortune and many were the Difficulties I had to surmount. I thought however they would yield to an assiduous perseverance and I have not been mistaken, for I have now so far succeeded that tho' I came into this Country unknown to any Mortal in it, and without any Advantages of Circumstances, yet I have now acquired so many Friends and such Universal Esteem, that I flatter myself my road to a Competent fortune is opened and I have nothing to do but to proceed. I hope therefore, in some Few Years to give you a more Satisfactory account of my progress. Now I can only tell you that I have for several Years practiced Physic in which I had by Severe application and Methodical Study made a proficiency equall if not superior to most gentlemen in these Climes. My Success however, was very great, and my Opinion even by the most Experienced was relied on, and even now in desperate cases I am consulted, and my former patients will when in any danger have recourse to me. I found however that in this Country it was not a Field in which the most plentiful harvest might be reaped. I therefore determined to study law which promised much more profit and Yet much less Anxiety. This undertaking you will say must seem very arduous to persons whose life had been Spent in Studies of a very different Nature, but I had in my earliest Years acquired

an Art of Methodizing my Thoughts and Reasonings and this made every Species of study easy to me and I concluded that assiduity could overcome this as well as every other difficulty. The event answered my Expectations, in a few Months I was licensed by the Examiners upon the first Trial, and with very great applause. I am now in practice and have the best prospects and Connections in this part of the Country. I have therefore laid down Medicine against the united Entreaties of my former Patients, but by the advice of all my most Judicious Friends, who persuade me that a few years will place me at the Head of my Profession. I own to you Madam, that tho' I should be content to lead a harmless life in an easy and secure retreat, yet while I am upon the Stage of Life I should be ambitious to Excell in some of its most eminent Characters. I have not, my very amiable Cozen, the least fear lest you should attribute any part of my relation to Vanity. I well know that you have too penetrating a Judgment not to perceive that Industry sets no value on its Fantastic Shadows, and also that without Industry it had been impossible for me, under the disadvantages which I had even in my Infancy laboured, to have ever emerged from humble obscurity. I very well, my dearest Cozen, remember the Clearness of your understanding and Quick Sagacity of your Judgment as well as the mild and elegant sprightliness of your Fancy and the Benevolent Tenderness of your Heart; by the first I know you discovered that I could feel with a delicacy which was rather too fine for my Circumstances, and that I did not want either Heart or head for better purposes, and in the last I am Sure my Situation caused all the most benign Emotions of Pity. But you were too generous and Sensible to let me See the appearance of your Concern, on the Contrary you ever put on a Complacent Gayety which soon dissipated my every Care. I see my dearest Cozen, what past within your Breast. I admired you beyond expression. Your generous tenderness endeared you to my soul and no time or distance can abate the Ardor of my wishes for your Happiness. I can never forget that at your Father's House (at the remembrance of whom I shall ever drop a tear of grateful Sorrow) when I was persecuted with the relentless rancour by much nearer relations, I was always sure to find the most kind complacence and humanity, and I this moment feel my Soul bending with a reverence

approaching to adoration to that best of Women your revered, honored mother. Indeed madam, I took no rash or inconsiderate Steps. I knew well my time was precious, could not be satisfied to pass the most valuable part of it in Dull Drudgery for a very vengerous(?) man. I well knew I could employ it some better pur poses if even I should offend Some near relations on whom I had neither reason nor Inclination to depend, and in Short I wished to change a situation in which my Soul was every moment pursued with the most tormenting Anguish. I have forgot not one Circumstance of those times but my resentment, and that is a Guest my Bosom could never long entertain, but methinks I could wish to shew some of my former persecutors that I could behave with much more generosity upon any Occasion. I have not the least apprehension of your mistaking anything I write. I know you will not call the frankness and Ingenuity wherewith I express myself either in the former instance by the appellation of Vanity, or in the Latter by that of Ingratitude; I know you will believe me when I assure you I have the most grateful remembrance of the Favors I received from the Hands of my relations, but that when I perceived a reluctance in their Bounty I was very unwilling to give more occasion for it. Yet if an Opportunity should ever offer for my repaying the Obligations I own I am too proud not to snatch it with eagerness. I am also certain that you will perceive that tho' I am ambitious of making, if any, a Considerable Figure yet I wish more to deserve it than to have it.

The pleasure I find in this imaginary conversation with you has betray'd me into a very long Letter, but I expect everything from my idea of your goodness, and even forgiving you this trouble my ever dear Cozen, shall I breath a wish that the day may come when I may see your Happiness! When in my Native Country I may again enjoy that conversation which, while I was under the excruciating Circumstances, could pour a day of pleasure over my Soul! If ever madam, that day should come I will meet it with more real Joy than ever did a Roman the day of the repeal to his Banishment, and I must own to you I look forward to such a period as does the Pilgrim to his promised Heaven and believe that a certainty of the Contrary would be as afflicting to me as would a sentence of damnation be to the Pilgrim. My endeavours however shall not be

wanting and if you ever see me I believe you may expect to see me Investedwith the long Robe and on such times as to be able to Speake with men of any Rank or Figure. Let me now madam say a word or two of the Lady who has promised to

(Incomplete.)

THOS. BURKE TO HIS UNCLE.

Sir:

I have held a long struggle between Indignation and Natural affection. The latter has at length prevailed and in spite of everything I must confess myself full of Nature's weak & effeminate feelings; a strong proof of it is my not being able to resist my Vehement Solicitude for the welfare of my relations in Ireland (and next to my father and mother chiefly you) notwithstanding.

I have wrote several letters and repeatedly some acct. of domestic Concern but I suppose I have had the misfortune to be thought a troublesome and insignificant Correspondt. best answered by Neglect. I cannot repine at this Fate when I consider it as common to all to whom Fortune has not been liberally Indulgent; but Sure in my example there have been Circumstances of a peculiarly Melancholly reflection, without a Crime nor prone to any Vice, almost free from the levity of Persons of Age, abandon'd, persecuted, denied even Justice, the common birthright of mankind; but I would not willingly trouble either your imagination or my own with those Excruciating Scenes, which I hope are forgotten by all Except one upon whom they have made so deep an impression as my Self, and *quem Semper acerbum-Semper honoratum Sic dii voluisti habebo.* My dear Uncle, after easing my breast in this manner I will venture to address you in the manner Nature points out to me and first let me entreat you to forgett the Boy of fifteen and consider much difference between him and the Man of twenty-two. I cannot without reluctance unbosom myself to one whom I so much reverence and regard, and yet I know not to whom I should more properly do it. In short Sir, tho' here placed in a Situation much fitter to provoke envy than inspire pitty, having the First men of a Country my Friends and Intimates and much more, did not my modesty prevent my Expression; I am far from being happy, I want the bosom of

my Friend and my Native Country, could I carry America to Ireland or bring Ireland hither I should be compleatly blest, but so tenderly am I attached to the one and so valuable and engaging are my Connexions here that I should with much reluctance enjoy either at the Expense of the other. You will no doubt wonder what should procure me the situation I have above hinted, for I dare say you know me none of the most forward or insinuating of Mankind. Indeed Sir, I should waive the satisfying your Curiosity in this point were I not writing at the distance of three thousand miles and to a Gentleman on whom above all others I would wish to be informed of everything concerning me; another plea I will make in excuse is that it must give you the pleasure always attending Surprise and Novelty, for what can be more unexpected to you than my being at the head of the Literati of America, Esteemed the pattern of Taste and Prince of Genius. I am sure the Surprise arising from the above relations must require your taking Breath ere you can read the Manner of my coming by such regard in points so unlikely; You must no doubt have heard of the American Stamp Act, the unanimous opinion of America was that it was illegal, inexpedient and Oppressive. Such was mine, as Such I confess I strenuously from my soul detested, exposed and opposed it, for I am and ever Shall be avowedly a passionate lover of Liberty, and Hater of Tyranny; the essentials of the former I take to being governed by Laws made with Constitutional consent of the community, ultimately Judged by that Community and enjoying and disposing of their Property only agreeable to Will, and the latter is undeniably anything Subversive of those Privileges; how far the Stamp Act was so sufficiently appears upon the very Face of it, and I shall say no more of it, having introduced it only to let you know how I became conspicuous. Then Sir, I commenced Politician and the Place where I reside having been more strenuous and Early in its oppositions was also the first to celebrate its repeal with Singular Festivity; on this occasion I wrote a prologue which I shewed to one of my Intimates; being notwithstanding fully determin'd to conceal the author as much as might be, and give the Honor if any resulted from it, to him whom I design'd to speak it before the opening the entertainment; but my hopes of remaining in obscurity were vain, and in very few hours it was not only in every Body's

hands but even in every mouth; every one of my Acquaintances were no less surprised than I believe you will be upon this relation, and those who had the Influences of Friendship over me prevail'd upon me to give a very reluctant Assent to its appearing in print. Indeed Sir, I was not vain enough to think that any production of mine much less that of a Single morning, which this was, could deserve such regard and the extravagant enconiums given it by my Friends I ascribed rather to their Affection than Judgment; but no sooner did it get abroad in print than universal Approbation re-echoed from every corner, the Author was look'd upon as a Prodigy of Genius. But 'tis Time to leave a subject which a man cannot write even decently upon, and which I declare is far from being pleasing to me, nor should I have gone thus far were not my Grand Maxim *Magis Amicus Veritas.* I can with truth protest that I am not infected with the Credulous Folly of Vanity: I am displeased at being more conspicuous than is consistent with my humble fortune and Wishes. The esteem of my Associates I had already Acquired and the utmost of my Ambition always has been *Secura Quies et Naquid fallere Vita.* I make no doubt but your Curiosity is much inflamed to see this performance which produced such Miracles, it is too long or I would gratify you; however, I will venture to give you a passage or two heartily wishing that it may please you but entirely Indifferent whether it does the World or Not, for being no Candidate for Fame it will be no disappointment to me not to acquire any. The Passages I shall Quote shall be as short as Possible, the Argument is an Exhortation to Festivity on so Joyous an Occasion. Mention is made of Several Material Circumstances and Mr. Pitt is troduced in the following Manner:

> Triumph America! Thy patriot voice
> Has made the greatest of mankind rejoice,
> Immortal Pitt, an ever glorious Name!
> Far, far unequalled in the Rolls of Fame,
> What Breast (for Virtue is by all approved
> And Freedom even by Asia's slaves beloved)
> What Breast but glows with Gratitude to Thee,
> Boast of Mankind, great Prop of Liberty!

After this America is represented as paying great homage to her guardian raised by His hand and flourishing beneath his care, and

even now recovering and smiling with fresh verdure under his Shade after which the Speaker burst into the following rapture:

Would 'twere in Pity to mankind decreed
That still a Pitt should to a Pitt succeed,
When Proud Oppression would Subvert the Laws,
That Still a Camden should defend the Cause;
Nor let's forget the gallant Barnes' Merrit.
His Tully's Periods and his Cato's Spirit,
His too an Honest, independent Heart,
Where Fear nor Fraud nor Avarice have part.

Sir William Meredith is afterwards respectfully mentioned and the rapture is resumed:

Proceed great Names! your mighty Influence Join
Your Country's Arts and Policies refine,
Assist great Conway and Reform the State;
Bid peaceful Commerce reassume her Seat,
Bid British Navies whiten every Coast
And British Freedom every Country Boast.

I shall pass on now Sir, to give you the address to the ladies with which it concludes:

And you ye fair, on whom our hopes depend
Our future Fame and Empire to Extend,
Whose Fruitful Beds shall dauntless Myriads Yield
To Fight for Freedom in some Future Field
Resign each dear.
To-day let gladness beam in every face,
Soften each Smile and Brighten every Grace,
While the glad roof with lofty Notes resound,
With Grace Harmonious move the Mazy Round;
Make our Hearts feel the long forgotted Fire,
Wake into Flame each spark of soft Desire;
Too long Indignant Tumults and Alarms
Have made us heedless of your lovely Charms,
But now beneath the Downy Wings of Peace,
With Freedom blest, our care will be to please,
Each day the genial pleasure to improve
And add new Sweetness to Connubial Love.

I am sensible nothing here will appear to you worthy of the regard I have mentioned. But the Subject was Popular and it Came from a plant the least promising of Such fruit. True it was not my First Essay, for I have lisp'd in Numbers but I took all possible care to conceal my propensity, having always dreaded the Idle Character of a Rhimer; but after this it were in vain to deny it and I have no hopes of emerging from Ink before my Emigration from America, for tho' by my knowledge of Short Hand I have been able to conceal everything heretofore, yet I am not now Able to resist the Importunity of my Friends, for Such I will be bold to say I have. You are I suppose, desirous of knowing what studies chiefly engage me. Moral and Natural Philosophy are my favorites but chiefly the Latter on acct of its utility in the Study and practice of Physic, which I make entirely my business. I proceed on the Certain Method of Demonstration and Experiment, reject all Theory not reducible to proof; I have endeavoured to acquire an accurate knowledge of the Animal Mechanism and economy, the properties of Ailments and Medicine, Medicinal Phenomena, History of diseases and Medicinal Operations; I am no Stranger to the Newtonian Principles and their application in Medicine. In a word Sir, I am and shall be the Indefatigable in Observations and reading the best Authors I can procure, and am determined if I ever shall be happy Enough to see Europe again to Endeavour for a degree in some of the first Colleges. While I am writing this I cannot help lamenting that I cannot with any certainty promise myself an Answer, which if I should be favor'd with I would wish to contain an Account of every domestic occurrence of moment; it were endless to mention every person by name I should wish to be dear to, but a far more than ordinary regard is due me to Mrs. Kath. Ould, and I hope I am incapable of Ingratitude. She cannot wish me more affectionate to her than I am. I hope my Parents are well but I dread to mention them. Let me request you Sir, to make Mention of me to Mr. Shaw and his Lady and in a particular Manner to Miss Sidney. That amiable young lady has made herself doubly dear to me and I am certain she will be the last Person in Ireland or even the World whom I shall forget. If any of my Cozens remember me it must be your son William. I wish him to be a Good, Great and Happy Man. I am at length constrain'd to

take leave of you. Indeed tho' my Life is a Chearfull one I have not Spent an Hour so Agreeably Since my departure from Ireland as this where I have held Conversation, tho' Imaginary, with you. I wish you long Life, Health and Prosperity and hope you will never have reason to doubt or Indignate my being your most dutifull and affectionate nephew and hum. Servt.,

THOS. BURKE.

To his Excellency Thomas Burke, Esqr., Captain General, Governor, Commander ?in-Chief in and over the State of North Carolina, &c.

The Petition of John Crouse humbly sheweth that your Petitioner of the Society of Dunkards, Haven bought a piece of Land in Rowan County Lying on the Waters of Bear Creek, and by a man a Near Nabor, Thomas Maxwell, who has Entered the Sd. Land and has forewarned your humble Petitioner and forewarned him from tiling the land, and is Determined to Drive him from the Sd. Land. And your Humble Petitioner being a Poor, Harmless and inoffensive man, having bought sd. land at a very dear rate; whereas, aforetime said Thomas Maxwell pretended no right nor Claim to said land, your humble Petitioner being a poor Dunkard and past Common Slow, both in words and axtions, but more especially he was he acknowledges was too slow, for when the land office was first opened the aforesaid Thomas Maxwell being of a cruel and Coveting disposition goes amedately and enters aforesd. land, and your humble Petitioner what through Ignorance and what through being too slow he neglected either entering his land or entering a Cavit against the man that had entered it, till the first three months wer out that was alowd for every one to Cavit in, that had any Ocation; therefore your humble Petitioner does humbly beg that your Excellency might be pleased to point out some way wherein he might be redrest and come to the right of his land again and he will ever think himself in duty bound to be thankfull to your Excellency for the Same.

We the subscribers hereof, do know asshuredly the right of the said land belongs to the above named John Crouse and we have

known sd. Crouse a long time and we are satisfied that he is but a simple and very honest man.

Joseph Renshaw,
Joseph Roland,
Michel Beam,
John James,
Isaac Renshaw,
Samuel Doriah,
Jacob Rethly,
Abraham Wellty,
Thos. Bentley,
Abraham Renshaw, Jun.,
Christian Gros.,
Isaac Anderson,
Abrm. Renshaw, Senr.,
Elijah Renshaw,
Jacob Cellare,
John Hendricks,
Daniel Lewis,
John Williakson,
Willis VanCleave,
Ralph VanCleave,
Aaron VanCleave,
Benjamin VanCleave,
Thomas Stapleton,
Gasper Roland,
James Hendricks,
William Willesson,
Samuel Williakson.

A LIST OF TWENTY-SEVEN HORSES BOUGHT BY RO. BURTON, Q. M. G. FOR GENL. GREENE'S ARMY,

No.	Names of Whom Purchased.	Color.	Age.	Size.	Price Paid in Hard Dollars.	Brands.	To Whom Delivered Pr. Receipts.
1	Williams Brittle	1 Bay	6	4 9	250	TP	Lt King.
2	Thomas Person	1 Gray	5	4 9	350	" "	Capt. James Gunn.
3	James Ransom	1 Sorrell	7	5 1	400	" "	Colo. Morris.
4	Jesse Harper	1 Bay	5	5	350	" "	Capt. Gunn.
5	John Penn	1 ditto	5	4 10	300	" "	ditto ditto
6	Joshua Mabry	1 ditto	6	4 11	350	" "	ditto ditto
7	Miles King	1 Sorrell	7	4 10	225	" "	ditto ditto
8	John Taylor	1 Bay	6	5 2	378	" "	ditto ditto
9	Otway Bird	1 Dark Bay	11	4 11	200	" NC	Colo. Long.
10	Thomas Grant	1 Sorrell	8	4 9½	200	91 NC	ditto ditto
11	John Walker	1 Bay	7	4 10	300	EI NC	ditto ditto
12	William Lyle	1 Sorrell	5	4 8½	250	WL NC	ditto ditto
13	Green Hill	1 Bay	5	4 9½	250	NC	ditto ditto
14	Chesley Daniel	1 ditto	6	4 11	250	ID NC	ditto ditto
15	Durham Hall	1 Sorrell	5	4 11¾	333⅓	NC	ditto ditto
16	Sam. Williams	1 ditto	8	5	300	NC	ditto ditto
17	Stephen Sneed	1 Bay	8	4 11½	333⅔	I NC	ditto ditto
18	Jos Bryant	1 ditto	4	4 9½	300	NC	ditto ditto
19	Young McLemore	1 Black	4	4 10	425	NC	ditto ditto
20	Sam. Sneed	1 Dark Bay	7	4 10	400	NC	ditto ditto
21	Phill. Hawkins	1 Bay	9	5 1½	366⅔	CoWDcNC	ditto ditto
22	Thomas Pollock	1 Bay	6	4 9¼	275	T. NC	ditto ditto
23	William Vaden	1 ditto	4	4 11½	200	NC	ditto ditto
24	Isaac Hunter	1 ditto	7	4 10	300	NC	Major Barnwell.
25	Gabriel Long	1 ditto	6	4 11½	300	NC	ditto ditto
26	William Whithead	1 ditto	5	4 9	350	W NC	ditto ditto
27	Joshua Coffee	1 ditto	6	4 10	333⅔	DC NC	ditto ditto

AMAM SMITH TO GOVERNOR BURKE.

To his Excellency Thomas Burke, Esq., Governor, &c., in & over the State of North Carolina.

The Petition of Adam Smith humbleth sheweth, that on the Sixteenth day of this present Instant, six armed men, one of which was named William Doak, & five others who your Petitioner did not know, came to his house and demanded three horses, & on your Petitioner informing them that he had no horses such as they required, they drew their swords & said they were liberty men & that he was a dam'd Tory & if he would not give them horses that he shou'd give them a hundred pounds hard money or they wou'd immediately kill him; and on your Petitioner also informg. them that he had no hard Money they replyed, then dam your Soul, you Tory villain, Your bond with security for that sum; and Your Petitioner being apprehensive of the Consiquencies sho'd he refuse complying, apply'd to his Father-in-Law who became his security for that sum, to be paid the 26th of this Inst. Your Petitioner therefore humbly prays that he may be redressed in such manner as your Excellency shall deem best, as he is very Ignorant himself & knows not the manner of applying for redress, but humbly conceiving that your Excellency will contrive some method of redressing the grievances of a poor old distressed man. And your Petitioner in duty bound will ever pray.

ADAM SMITH.

ACT FOR APPOINTING AGENTS TO TREAT WITH THE INDIANS AND OTHER PURPOSES.

[Extract.]

And be it further enacted, that all Attornies practicing in any of the Superior or Inferior Courts of this State shall take no greater or other fees than what was allowed them in the year 1773, & in Case any Attorney shall under any pretence take any greater fees upon

information being made to the Court where said Attorney may practice the Court is required to call or summon the Parties before them & if the charge be supported against such Attorney the said Court may fine the offender in any Sum not exceeding £25 Specie for the first Offense & in case any such Attorney will persist in taking extortionate fees it shall & may be lawful for such County or Superior Court to Silence such Attorney; any law, usage or Custom to the Contrary, notwithstanding.

An Account of Sundrys taken as British Property, viz.:

91 Dishes Queens Ware,
2 China Ditto,
29 Plates, Queens do.
4 Tureens, 3 Basons, do.
4 Large Fluted Bouls, do.
6 Two Quart Mugs, do.
13 Butterboats, do.
3 Soop Dishes, do.
1 Salted do. 8 Fruit Plates, do.
8 Mustard potts, do.
1 Coffee, do. do.
258 Bottles Mustard.
22 do. do.
6 Dining Tables,
2 Tea Ditto.
1 Card ditto.
26 Mahogany Chairs,
5 Ditto Desks,
1 Small writing do.
2 Small do. for papers,
1 do. Case,
1 Cask of Sugar,
Some House-paper,
A small quantity of Indigo,
33 Books,
9 Canteens, 3 ox Chains,
3 Papers Starch,
6 Tuggs with oil,
Part of hhd. Tobacco,
Part of a Box of Candles,
1 Tin Gallon pott,
2 Casks of Corks,
½ Kegg of Pease, (English)
Part of a kegg of Currants,
3 Casks of Pitch,
Jesuits Bark,
130 Sticks Pomatum,
1 Scale Beam,
6 Wine Glasses,
1 Peuter ½ Gallon Pott,
1 Chest, a parcel of snake root,
16 Casks of Nails, 2 Funnels,
5 Empty Puncheons,
33 pr. Hinges, 33 Hammers,
100 Chizzels and Gouges,
8 Axes, 10 Adzes, 4 Iron Mallets,
6 Mill Saws, And few trifling Articles not necessary to Mention.

To his Excellency Thos. Burke, Esq., Governor and Command-in-Chief in and over the State of North Carolina:

The Petition of John Kimbrough of Montgomery County, Most Humbly sheweth:

That your Humble Petitioner was unhappily, through Various intimidations, led away and induced to act in a measure Contrary to the laws of the State but being fully Convinecd of his Error and Sincerely sorry for what he had done, Submitted and Surrendered to Col. Wade and was soon after paroled by Major General Greene, Which Parole your Petitioner faithfully observed and Kept, but was nevertheless made Prisoner by General Rutherford and sent into Close Custody to Salisbury. But am now by the great goodness of the late Gov. Martin on Parole in Salisbury on giving Suft. Security for his appearance at the Superior Court, which he has done and also have put an able bodied Man a Substitute in the Continental Service for Eighteen months. Your Petitioner now most Humbly prays Your Excellency to release him from his Parole so that he may return to his home in Order to provide the Necessaries for the Support of his family Who are reduced to the greatest distress, and your Humble Petitioner as in Duty Bound, Will ever Pray.

JOHN KIMBROUGH.

P. S. If it should be the good pleasure of yr. Excellency to release your Petitioner please to signify the same to Majr. Joel Lewis.

THE PETITION OF SUNDRY INHABITANTS OF HILLSBOROUGH DISTRICT IN BEHALF OF THOMAS ESTRIDGE.

To the Honorable the Assembly of North Carolina:

Gentlemen:

As Clemency and Mercy have ever been Attributes of our Legislature, and your Honorable Body out of Tender Compassion to the feelings of Humanity, have ever been ready to spare such as are truly penitent of those unhappy Citizens who have been deluded by the Artifices of the Enemy, We pray your attention to the following favorable Circumstances in the character of Him who is the Object of this Petition and is now under Sentence of Death for High Treason.

He is not Charged with Felonies or Exceptions from the Proclamation. The Uniform Uprightness of his Private Character, his surrendering himself within the Privilege of the Proclamation, his Humane Treatment and Great Good Services to our Citizens who had fallen into the Hands of our Enemies. Which some of us have experienced, his sincere penitence for his past Offences, joined to the Consideration of a Wife and a Number of Small Children, We hope will induce your Honorable body to mark him as an Object of mercy.

John Kelly, J. S. C.,
Jo. Rice, C. H.,
A. Tatom,
Samuel Allen,
Robt. Tinnin,
Richard Fossett,
Lewis Jones, Cap.,
John Waggoner,
John Young,
Jesse Benton,
David Fossett,
John Carrigon,
Johos Thompson, Capt.,
Thos. Nerley,
Henry Mason,
Wm. Comf,
John Thompson,
James Elliott,
Thomas Durham,
Thos. Farmer,
John Ray, J. P.,
Martin Palmer,
Jos. Allison,
James Carrington,
William Cain, Esq.,
George Riggs, Sen.,
Jas. Mebane, Shf.,
W. Douglas, Capt.,
D. H. Christmas,
Rehert Scobey, Capt.,
Alex. Mebane, C. C.,
Robert Baldrigg,
Mathew McCauley,
Matthew Durham,
Joseph Stallworth,
Wm. Courtney,
Wm. Jameson,
Wm. Rodgers,
Wm. Whitted,
Andr. Murdock,
John Nichols,
Philip Jackson,
Andr. Armstrong,
Chryston Peterson,
George Longe,
Wm. Wily,
Charles Johnston,
Samuel Hawkins,
Thomas Pratt,
B. Leonard,
John Butler,
Hugh, Tinnin, Colo.,
John Taylor, J. P.
Wm. McCauley, Maj.,
Elimus Daniel,
Davie Craig,
George Rigs,
Christo. Barbee,

John Elliott,
David Lewis,
James Hunter,
Thomas Cate,
Andrew Mitchell,
Wm. Tesle,
Richard Hargreave,
Pomfrette Herndon,
William McKee,
Thomas Cate,
William Troudale,
John Couplan,
John Allison,
Samuel Eakin,
John Allen,
Jno. Kitt,
Joseph Moore,
David Bradford,
John Liney,
Alex. Malcom,
John Hunter.

THE PETITION OF SUNDRY OF THE INHABITANTS OF HILLSBOROUGH DISTRICT IN BEHALF OF WILLIAM DALE.

To the Honourable Alexander Martin, Esquire, Governor of the State of North Carolina:

We have the utmost confidence that your Honor will never be wearied with exercising the Mercy of Government, happy that the Supreme Magistrate is possessed of powers for the benign purposes of softening the rigour of General Law and sensible that your Honour will enjoy a pleasure in administering Mercy, where it will be done with propriety. We feel assured that the following Reasons will induce your Honor to turn off the edge of the Judicial Sword from the Unfortunate Object of the Petition; he is now under Sentence of Death for horse stealing, which Dureing the Tryal seem'd rather his Misfortune than his Crime. The former fairness & Integrity of his Moral Character, his firm Attachment to the Cause of Liberty, spirited services in behalf of his Country, Join'd with the united Wishes of his neighbours & fellow Citizens we doubt not will have sufficient influence with your Honour to avert the Execution and Restore the Unfortunate Youth to his Friends & the fond prospect of Life.

Wm. Horton, Capt.,
James Scarlett,
Robert Forsyth,
Thos. Johns,
James Vaughan,
Jas. Pearl,
Andrew Brooks,
Wm. Cumming,

Peter McFarling,
John Carrington, Sen.,
George Carrington,
Nathaniel Carrington,
Henry Hargrove,
Thomas Head,
R. Bennehan,
Wm. Johnston,
Learus Tilley,
Nehemiah Edge,
Archer Harris,
James Clark,
Robert Clark,
Patrick Clark,
Nathaniel Clark,
Thomas King,
Arthur Mangum,
Charles Ashley,
James Ashley,
Richard Rickets,
Jesse Walker,
James Cunington, Esq.,
Thom. Tilley,
John Hunt,
John Nickols, J. P.,
William Cain, Esq.,
James Moore,
Edward Wood,
Charles Horton,
Thomas Sutton,
James Bachstar,
James Horton,
John Horton,
Stephen Horton,
Stephen Wilson,
Harrison Wood,
William R. Davie,
John Taylor, J. P.,
William Courtney,
Robert McEntire,
John Kelly,
Patk. St. Lawrence,
John Allison,
Andr. Armstrong,
Benjamin Leonard,
James Bristow,
Thos. Farmer,
Josiah Watts.

THE PETITION OF SUNDRY INHABITANTS OF HILLSBOROUGH DISTRICT IN BEHALF THOMAS HUNT.

To the Honourable Alexander Martin, Esquire, Governor of North Carolina:

We have the utmost confidence that your Honor will never be wearied with exercising the Mercies of Government; happy that the first Magistrate is possessed of powers to soften the rigour of General Law and Sensible that your Honour will always enjoy a pleasure in Administering Mercy; we hope that the following Reasons will induce your Honor to extend the clemency of the State to the Unfortunate Object of this Petition.

He is under Sentence of Death for Horse Stealing which during the trial seemed rather an indiscretion than a crime, his general Honest character, his Attachment to the Liberties of his Country, His tender years joined with the prayer of this Petition, we hope will mark him as a proper object of clemency and mercy.

Patrick Clark,
James Clark,
Nathaniel Clark,
Robert Clark,
John McFarland, Coln.
Daniel Jarvis,
John Hunt,
Stephen Wilsone,
William Pettigrew,
Anee Pettigrew,
Jamese Baxter,
Jeremiah Gleene,
John Miller,
Charles Miller,
John Parris,
Antony Garrit,
Abraham Davis,
Daniel Lipham,
James Scarlett,
John Washington,
Pierce Jones,
Abraham Parker,
William Evans,
John Carrington,
Thompson Hargrove,
Enoch Davies,
William Cain,
Jas. Pearl,
Josiah Watts,
Wm. Cumming,
Robert McIntyre,
John Nickols, J. P.,
Wm. McFarland,
James Ray,
Thomas Sutton,
William Tray,
John Tilley,
Lazonais Tilley,
Archbal Harris,
Thos. McFarland
Thos. Ring,
Anvill Parris,
John Walker,
Wm. Mangum,
James Ashley,
Jesse Walker,
Eli Brinkley,
Lewis Green,
Barril Green,
Wm. Green,
John Knight,
John Langley,
Amos Parker,
Charles Ashley, Lt.,
William Smallwood,
Elisha Smallwood,
Peter McFarland,
Joseph Walker,
William Tait,
Arthur Mangum,
Richard Nickels,
Charles Roberts,
James Carrington, Esq.,
William Courtney.

ARTICLES IN COLO. BURTON'S ESTIMATE WHICH CAN BE SUPPLIED BY THE STATE.

Artificers Canteens		6,000
do. Cartouch Boxes		6,000
Families Tent Cloth yds.		13,000
Artificers Axes		1,200
do. Spades & Shovels cash		500
do. Pick Axes		300
do. Saddles		1,000
do. Bridles		1,000
do. Hatters		5,000
do. Waggons		
Families Covers yds.		3,000
Turners Leather:		
Families Oznabirgs for Saddle Pads		1,000
do. Knapsacks & Haver Sacks yds		6,000
do. Thread for making Cartidges, Tents & Waggon Covers, &c.		
Artificers Espontoons for the officers		
do. Pickers & Brushes		
Families Cordage for Horseman's Tents & Markers, &c., or Rope Makers Swords		400
50 men require 3 officers for whom 1 horseman's tent takes		40
8 Messes for whom 8 Tents 20 yds. each		160
		200
120 Companies, 120x200		24,000
12 Regiments requiring 3 field officers 2 Horseman's Tents	80	
Adjutant & Quartermaster Surgeon 1 do.	40	
	120x12	—1,400
Brigade Stuff:		
Brigr. 1 Marque & common tent	120	
Brigade Majr. & Quarter Master 1 horseman's Tent	40	
Commissary 1 do.	40	
Forage Master 1 Do.	40	
	240	—— 240

Deduct of common tents	12,000	25,640
Of regimental Officers & Staff.....	700	12,700
&	12,700	12,940

50—2 for officers.

GOV. MARTIN'S INSTRUCTIONS FOR MAJOR SAMUEL HENDERSON.

[From Executive Letter Book.]

SIR:

You will please to repair with dispatch to General Sevier and deliver him the letter herewith and request his answer.

That you will make yourself acquainted with the transactions of the people in the Western Country such as their holding a Convention, and learn whether the same be temporary, to be exercised only during the time of the late Cession Act, and that since the repeal thereof they mean still to consider themselves Citizens of North Carolina, or whether they intend the same to be perpetual, and what measures they have taken to support such Government.

That you procure a copy of the Constitution and the names of such officers at present exercising the powers of the new Government. That you be informed whether a fraction of a few leading men be at the head of this business, or whether it be the sense of a large majority of the people that the State be dismembered at this crisis of affairs and what laws and resolutions are formed for their future Government. Also where the bounds of their new State are to extend, and whether Cumberland or Kentucky, or both, are to be included therein, and whether the people of those places have also taken part in the above transactions.

You will learn the temper and disposition of the Indians, & what is done in Hubbard's case and how his conduct is approved or disapproved in general. Lastly, every other information you think necessary to procure you will communicate to me as soon as possible. At the same time you will conduct yourself with that prudence you are Master of in not throwing out Menaces or making

use of any language that may serve to irritate persons concerned in the above measures.

GOV. MARTIN TO BENJAMIN HAWKINS.

[From Executive Letter Book.]

DEAR SIR:

I expect by this time that Dr. Williamson and Mr. Blount are on their way to this State, being relieved by you, whose Letters of October and November I have been duly favoured with by Capt. Porterfield & others.

I am sorry the Assembly did not make a Session in November last that I might have laid before them the several important objects Congress and the Financier have urged to them. I am endeavouring to convene them the first of January next, though I have some doubts a Session cannot be formed before the annual meeting; which will involve me in many embarrassments.

The expedition against the Chickamaugas hath not answered our expectations. The Indians fled on the approach of our Militia and were not to be found. Their huts were destroyed and some trifling plunder taken. The Cherokees and Chickasaws have sent talks, earnestly petitioning for peace on some lasting footing—to fix boundaries, &c., but the Chickamaugas ask no favours, being still determined to do all the injury they can.

The Commissioners for Laying off the Continental Officers' Land on Cumberland are at present on that business, which may be effected by next Spring. Charleston is not evacuated, tho' we are daily taught to expect it. My private opinion is that it will not be evacuated at all, but will be held to the last as a subject to negotiate upon; however, the British measures appear so confused that we are in the dark as to their intentions, and shall be until the fate of Gibraltar is determined.

I have the honor, &c.,

ALEX. MARTIN.

A TALK TO THE TASSEL.

[From Executive Letter Book.]

His Excellency Alexander Martin, Esquire, Governor and Commander-in-Chief in and over the State of North Carolina—To Old Tassel of Chote and chiefs of the friendly Towns of the Cherokee Nations:

Brothers:

I have received your talk by our Mutual friend Col. Martin, as also one addressed to your friend Col. Henderson—both of which was accompanied with three strings—I am truly sorry that some clouds, for some time past have made the way dark, that we could not see each other as formerly—we are Brothers, being born in the same land, and breathing the same air, should eat, drink, smoke and travel together as Brothers. And I am sensible Men over the water have told you lies which have led some of your young men astray, and which have scattered all the mist before us, that lately darkened our way to each other. I am ready to join with our Brother, the Governor of Virginia, in forming a general peace with such of you whose hearts are with us, and who continue to love us, and deserve our regard, I have received his Talk respecting you, with which I am pleased. Our beloved men will soon assemble before whom I shall lay your talk, their answer I shall send you. I am afraid I shall not be able to talk with you till the budding of the Trees, but in the mean while I shall send to Colonel Sevier not to hurt you or go on your grounds until he shall make a lasting boundary line between you and us; and the people of Nolichucky shall be ordered to comply with your request. Brother, you have not hurt us much, the Chickamaugas have done the most mischief. I request that you will apprehend all of this people who are enemies to us both and wish us not well, that they may be punished. That they deliver to your Elder Brother all Prisoners, Negroes, and other property taken —otherwise some blood will be spilt, which we wish to prevent, by our Young People, who have lost Mothers, Fathers and Brothers and other Relations, with property by them. I have shaken Col. Martin by the Arm as a token of friendship, which he will do to you for me as if I was present.

I have also signed this with my name and put my Seal that you may know it.

Comes from your Elder Brother in the year 1782, in the manner we compute time.

ALEX. MARTIN.

GOV. MARTIN TO THE HONOURABLE BRIGADIER GENERAL SEVIER.

[From Executive Letter Book.]

SIR:

With some concern I have heard that the Counties of Washington, Sullivan and Greene have lately declared themselves independent of the State of North Carolina and have chosen you Governor, that you have accepted the same, and are now acting with a number of officers under the authority of a new Government.

As I wish to have full and proper information on this subject, Major Samuel Henderson waits upon you with this, by whom you will please to transmit to me an account of the late proceedings of the people in the Western Country, that I may have it in my power to communicate the same to the General Assembly.

The general discontent that prevailed through the State at the late Cession Act, and the situation of our public Accounts not being as favorable as they were taught to believe, caused the Assembly to repeal that Act by a large Majority. And to convince the people of the Western Country, that the State shall retain her affection for, and was not desirous to part with such a respectable Body of Citizens in the present situation of affairs, attempted to make government as easy as possible to them by erecting a new Superior Court District, Creating a Brigadier General of the Militia and an assistant Judge of the said Superior Court, which was in short redressing every grievance, and removing every obstacle out of the way that called for a separation, and which the Legislature were induced to expect, from one of the members of that district, would give full satisfaction.

It has also been suggested that the Indian Goods are to be seized and the Commissioners arrested when they arrive on the business of the Treaty as infringing on the powers of your new Government, for which reason they are stopped and I shall not proceed with the

Commissioners until we are assured how far the Militia of Washington district may be relied on for guards in conducting the Treaty, whom alone I intend to call upon to attend this business.

You will also please to inform me respecting the late Proclamations to remove off all intruders on the Indian Lands; and what is done in Hubbard's case, of which I wrote you by Colonel Martin.

In the mean while, I am, &c.,

ALEX. MARTIN.

TO OCONOSTOTA, THE OLD TASSEL, THE HANGING MAW, AND ALL THE CHIEFS AND WARRIORS OF THE CHEROKEE NATION FROM GOV. MARTIN.

[From Executive Letter Book.]

Brothers:

The goods intended by our beloved men are not yet arrived by reason of the great distance from whence they are to be brought, and the late cold season of winter prevented their carriage; the Time therefore must be postponed 'till warmer Weather for holding the friendly talk with you our younger Brother, according to my wishes,of which you will have notice; I hope in the meanwhile that you will not be impatient on that account or think yourselves forgotten because you have not yet seen your Elder Brother of North Carolina. I assure you still of our friendship and of our beloved Men while you continue to deserve it, especially by such your late peaceable Disposition towards our unruly people, who are daily using you ill, which will fix you always warm in our Hearts.

A String.

Brothers:

I know you are daily injured by some of our headstrong men in settling your lands west of Broad River, I have again directed Colo. Sevier, Colo. Harden and Colo. Christian to send out armed Men and pull down the Cabins and Fences of all persons living on your said Lands, and drive the Trespassers off; and if unruly to confine them as prisoners, which is to be done immediately. I request you will not do any injury to these persons, as we wish to punish them ourselves. Some of the Chickamaugas I am told threaten to kill any

person found on these Lands shortly; this I hope you will prevent, as the paths and woods would soon be dyed with the blood of the red and white people, which we would be very sorry ever to see, as we are now living like brothers breathing the same air, and looking at the same sky; we wish the same ever to continue.

Brothers, I am informed there are three white men of the name of McDaniel, Campbell and French, who have ben great enemies to all your elder Brothers, now living at or near the Chickamogy Town, and are daily whispering bad words and things into the ears of your Younger Men, by which means our path to that part of your Nation is not open, and cleared; I have to request you will deliver up those Men to Colo. Martin, our Agent, and your Friend, or to any of the Colonels I have mentioned, that they may be punished by us, if things reported of them be true; this I expect you will readily agree to, as it will be full proof of the affection of all your nation for your elder Brother of North Carolina.

A String.

GOVERNOR MARTIN TO MRS. McLEAN.

[From Executive Letter Book.]

WILMINGTON.

MADAM:

I am favored with your address, and am sorry that the late orders of Government hath reached so far as to wound your happiness, and perhaps that of the family with which you are connected.

Those orders you allude to were, by a Proclamation, issued in Council & pointed against such persons being late Inhabitants of this State who withdrew and attached themselves to the late enemy during the War, that their return might be prevented lest by their residence in this Country the public Peace again be disturbed.

Major McLean comes immediately within the description of those unfriendly Characters, whom the honor of the State cannot suffer to continue in it. In 1775 he resided here for some time. On some suspicions entertained against him he took an oath* to the then Council of Safety, that he had no hostile intentions & that he should not take Arms against the Liberties of America; no sooner a favorable opportunity presented to his designs, not being bound by the

solemn engagements he had plighted, he put himself with some others at the head of his Countrymen in Cumberland who, had they not been checked might have stifled for awhile the struggles of this Country against oppression. We have to lament however, that from that insurrection all the Calamities and miseries of Civil War which have since ravaged this State originated.

As a British Officer Major Maclane ought not to have returned in to any of the United States *without leave,* as it is a violation of the Treaty, which stipulates the removal of the British Army from the United States as soon as may be which is now effected at New York & in general through the Continent. Privately and without leave the Major returned here, which to his former obnoxious disposition is adding insult to the Government. He cannot therefore obtain your request to remain here, especially on shore, as I am doubtful my authority could not protect him from an enraged, injured people, and I wish him to receive no personal insult. You Madam may rest assured that while you please to continue in the State you will receive its ample protection.

You will pardon the above observations which from delicacy to a lady so nearly interested as yourself, would have been spared; but the nature of your request demands I should be thus explicit.

I am, &c.,

ALEX. MARTIN.

*This is said to be a mistake by his friends, he pledged his Honor and Word.

GOV. MARTIN TO COLO. GILBERT CHRISTIAN OF SULLIVAN COUNTY.

[From Executive Letter Book.]

SIR:

By Colo. Martin I have sent you a Commission for the County of Sulivan pro Tempore, and make no doubt of your being Continued in the same by the Assembly. I have to request that you will make it your immediate business to have every person living on the Indian Lands west of Broad River, warned off the same by the middle of March, after which time if any person will be hardy enough to continue thereon you will order out such a number of horsemen under your own command, or some discreet person you judge proper, to pull down their Cabbins and drive those who inhabited them off. If they should appear refractory afterwards, you will then commit

them to the Oyer and Terminer Gaol of the Western Counties, unless they give security for their good Behaviour, there to remain until the Oyer Court. You will also inform them that their stock will be given up as a free booty to the Indians should any be found on those lands after said Time. I am distressed with repeated complaints of these injured Savages against our unruly Citizens who are daily trespassing on their grounds, whose bounds as ascertained by Act of Assembly I mean to hold sacred, lest our Faith as a State be held in Contempt with them and all nations, especially with our late Enemies, who are daily instilling into the minds of the Indians in General that we intend seizing all their Lands and driving them off of the Continent; by such means they imbibe prejudices that may render them at last a desperate Enemy which is now to be prevented by our distributing to them the common Justice due to all men.

I am, &c.,
ALEX. MARTIN.

P. S. Should any person be in possession of any part of the Great Island, unless by the Indians' consent, you will treat them in the same manner as those west of French Broad River; which Island by late Act of Assembly is confirmed to the Cherokees.

GOV. MARTIN TO COLO. JOSEPH HARDEN OF GREENE COUNTY.

[From Executive Letter Book.]

SIR:

Reposing great confidence in your firmness and love to your Country I have to request that you will make it your immediate business to have every person living on the Indian Lands west of Broad River warned of the same by the middle of March, after which time if any person will be hardy enough to continue You will order out such a number of horsemen under your own command, or some discreet person you judge sufficient to pull down their Cabins and drive the owners off, if they should appear refractory afterwards, you will then commit to the Oyer and Terminer Gaol of the Western Counties there to remain until the Oyer Court. You will also inform them that their Stocks will be given up as free Booty to the Indians tressed with the repeated complaints of those injured savages against Our unruly Citizens who are daily trespassing on their grounds

whose bounds as ascertained by Act of Assembly, I mean to hold sacred, lest our Faith as a State be held in Contempt with them and all Nations, especially with our late Enemies who are daily instilling into the minds of the Indians in General that we intend seizing all their Lands and driving them off the Continent; by such means they have imbibed prejudices that may render them at last a desperate Enemy, which is now to be prevented, by our distributing to them their common Justice due to all men.

I am, &c.,
ALEX. MARTIN.

GEN. THOMAS MIFFLIN TO GOVERNOR MARTIN.

[Circular.]

SIR:

The object of this address claims the attention of your Excellency on the principle of the most urgent necessity.

The State of our Finances is such as to require the United efforts of Congress and the several States for obtaining immediately a supply of money to prevent the loss of public credit.

When the Army were furloughed they had the promise of three months pay, & as there was not money in the Treasury the Superintendent of Finance was under the necessity of issuing his notes to discharge this & other demands. The notes becoming due part of them were redeemed with money supplied by the several States; but this being inadequatee the Financier drew Bills on Holland for the deficiency. A considerable proportion of these drafts have been paid by loans obtained there on the credit of the United States; But the Letters from our Bankers to the Superintendent of Finance inform that they have been under the necessity for the want of funds to suffer so many of his bills to be protested for non-acceptance, as with the damages on protest in case of non-payment, will amount to the sum of 636,000 Dollars.

We expect the return of these Bills under a protest for non-payment, and should there not be money in the Treasury of the United States to discharge them Your Excellency may easily conceive the consequences.

Under such Circumstances Congress think it their duty to communicate the matter confidentially to the Supreme Executive of each State and to request in the most pressing terms their influence and exertion to furnish with all possible dispatch on requisitions unsatisfied, their respective quotas of the sum mentioned according to the appointment herewith transmitted.

I shall only add Sir, that Congress rely on your wisdom for accomplishing their views with as much dispatch as possible, and that the estimates and requisitions for the year will be soon transmitted tc your Excellency.

I am with the greatest respect,

THOMAS MIFFLIN.

The apportionment of the 636,000 Dollars is as follows:

New Hampshire	22,348
Massachusetts	95,157
Rhode Island	13,703
Connecticut	56,007
New York	54,375
New Jersey	35,344
Pennsylvania	87,000
Delaware	9,516
Maryland	60,003
Virginia	107,750
North Carolina	46,218
South Carolina	40,782
Georgia	6,797

TO THE OLD TASSEL OF CHOATE, AND ALL THE WARRIORS OF THE FRIENDLY TOWNS OF THE CHEROKEE NATIONS.

[From Executive Letter Book.]

BROTHERS:

The time is about arriving when I expected to have held a great talk with you as I promised by Colonel Martin, and hope you will not charge me with being false and faithless to my promise, when I explain to you the reason why this business is obliged to be put off to some longer time. I am sorry to give you this information as the fault is not yours or mine, but from a circumstance I could not have foreseen would have happened while we were preparing to see each other to exchange mutual pledges of lasting friendship.

A String.

Our Brothers, the White People between the Mountains and you, wish to have a Council of beloved men and Government separate from your elder Brother of North Carolina, with whom they heretofore sat and held all their Councils in common.

Your elder Brothers are not yet agreed to their separation from them, till they are a more numerous and stronger people, till we have had talks together on the Terms of the separation, and till the Great Council at New York are agreed. While these things are settling among ourselves, the talking with you must be delayed, as the meeting must be on the ground where they live, and where we must procure things necessary for the support of you and us. And as by this Talk we intend to make a chain of friendship strong and bright that will last forever between you and all your elder Brothers, more especially those who live near you, we wish to have their full consent and hearty assistance as one people in this business.

A String.

BROTHERS:

Be not discouraged at this delay—whatever disputes may be between your elder Brothers, I trust it will not concern you more

than you may think the time long we may take up in understanding ourselves.

In the mean time I, as your elder Brother, request you to be peaceably disposed to all the White People, who are our Brothers, and not suffer any mischief to be done to them, either to their persons or property, nor listen to any ill talks that may be offered you either from the red or white bad people; but should any injury be done you by the White people near you complain to their head & beloved men, who I hope will give you redress, till the way is clear for you and us of North Carolina to see each other.

A String.

BROTHERS:

The time is shortly to be, by the nature of our Government, when I am to become as a private Brother, but the good talks that have passed between us will not be forgotten. I will deliver them carefully to my successor, Governor Caswell, who loves you and wishes to talk with you in the same manner I have. He will have the conducting of the future Talks with you, which I hope will always be to our mutual satisfaction.

LETTER FROM GENERAL SUMNER.

I make no doubt but that Gen. Greene was made acquainted of Lieut. Col. Stewart's Complaints to the War Office, of Lieut. Cols. Murfree and Dixon's claim for the dates of their commissions issuing. I have received no order of this matter but suppose the order issued from the War Office to General Greene, and as soon as this supposition of an error in the dates of the appointments of Lieut. Cols. Murfree and Dixon is investigated I shall do myself the honor of transmitting to you a copy and of such resignations and deaths as have happened in the line since the arrangement took place, January, 1781, that those Gentlemen's names who are entitled to a rise may be laid before Congress for their promotion.

I wish Gentlemen, that such of the resolves of the Honourable Congress as generally concern the army, could be transmitted to me. It would give me satisfaction to know such regulations as are adopt-

ed, and no doubt prevent any supposed neglect which otherwise would be strictly observed if known.

I am desirous to mention to you the depreciated state of the specie certificates issued to the officers and soldiers for one year's pay. Their expectations have much fallen. Finding no supplies for the Camp could be negotiated for with these specie Bills some of the officers have indeed purchased of the confiscated property at four and five for one, the others I believe intend returning theirs next General Assembly. Willing that no suggestions of a doubt of the fund should be suspected they received them. I really was apprehensive they would not answer the good intent as at first intended.

I am satisfied you are acquainted of many of the distresses we labor under for some pay when two, three and four years are due, not a clothier that has a yard of anything, no magazine of provisions, seldom any rations. Travelling expenses, &c., &c., takes more money than we can command by any means consistant.

I have the honor Gentlemen, to assure you that

I am with respect and Esteem, yr. mo. Obedt. Servt.,

JETHRO SUMNER.

TO THE OLD TASSEL AND OTHERS, THE WARRIORS OF THE CHEROKEE NATION.

[From Executive Letter Book.]

Brothers:

I have received your talk by Col. Martin on behalf of yourself and all the Cherokee Nation; I am sorry that you have been uneasy and that I could not see you this last Spring as I promised you, as our beloved Men met at Hillsborough had prevented me, by agreeing and concluding among themselves that the great Council of the thirteen States at Philadelphia should transact all affairs belonging to the Red People, particularly respecting trade, peace & friendship, by which my power was suspended until the last meeting of our said beloved Men at New Bern, when they thought it was too much trouble for persons to come from Philadelphia to do the business, we

could ourselves with much more ease; and accordingly I am authorized to talk to you on every subject that may concern our mutual interest and happiness.

Brothers:

It gives me great uneasiness that our people trespass on your lands, and that your young men are afraid to go a hunting on account of our People ranging the woods & marking the trees; these things I can assure you are against the orders of your Elder Brother, and are not approved of by me and the good Men of North Carolina, but while we were consulting our Council at Philadelphia our bad Men living near your lands thought we had laid aside all Government over them, and that they had a right to do as they pleased & not willing to obey any law, for the sake of ill gain & profit care not what mischief they do between the Red & White People if they can enrich themselves, but Brothers, I know your Complaints and will endeavor to set your minds at ease by again ordering off all these persons from your lands who have settled on them without your consent. Your friend, General Sevier, is made our first warrior for the Western Country, to whom Col. Martin carries my particular directions to have these intruders moved off. About the 25th of April I propose to meet you and such of your beloved men as will please to attend at the great Island in Holston, or other place most agreeable to you on Broad or that River. I shall bring with me some of our first Men who will assist in the talks in whom, as well as myself, you can place your confidence and trust. I propose to bring with me the goods which in my last talk I informed you were intended to purchase your right and claim to some of the lands near you; that a line be drawn and marked between your people and ours, which shall be the bounds in future and over which our people shall not go and settle upon without being highly punished.

Brothers:

In the mean while I beg you will not listen to any bad talks which may be made by either Red or White People which may disturb our peace and good will to each other, and should mischief be done by any of our bad people be patient until you see me or hear from me, and you may be certain your Elder Brother of North Carolina will do everything in his power to give your minds satisfaction.

I am told the Northern Indians have sent you some bad talks, but do not hear them, as they wish to make variance between all the Red & American people without any provocation. But should they take up the hatchet against us, I shall be happy we can still take you by the hand in love & friendship, and let them seek their own destruction; this must certainly be the case as the people of the Thirteen United States could not be conquered by the Great King of England and his Warriors, the first and most terrible over the Big Waters, and who made all Nations before them tremble by their dreadful ships & many men; what can the power of those unfriendly Indians do when opposed to so many tried warriors as will be immediately called out against them should they persist in their evil designs?

BROTHERS:

Col. Martin, your friend, has told me your grievances; I wish to redress them as soon as possible. I cannot come to you sooner than I have proposed. Bad men may make you uneasy, but your elder Brother of North Carolina has you greatly in his heart, and wishes to make you sensible of it.

THE GENERAL ASSEMBLY TO GOVERNOR MARTIN.

[From Executive Letter Book.]

SIR:

The General Assembly have received with great satisfaction your Excellency's address at the opening of the present Session of the General Assembly and beg leave to assure your Excellency that the interesting communications you have been pleased to make to them will meet with all due and proper attention. They also thank you, Sir, for the regard you manifest for the interest of the State, in recommending to their consideration many subjects of the greatest National concern.

His most Christian Majesty having opened and established L'Orient and Bayonne free ports for the reception of Ships and Merchandizes of all Nations, but more particularly calculated for the encouragement of the American commerce, cannot fail to be highly

pleasing to the General Assembly, as it affords fresh proofs of the magnanimity and wisdom of the great Monarch, and in a particular manner manifests a continuation of his affectionate concern for the United States. We cannot close this address to your Excellency without assuring you that in taking a review of your administration, which has continued nearly as long as the Constitution will allow of, we find every reason to be satisfied that you have constantly employed your best endeavors for the general good and welfare of the people over whom you have presided; and we hope when you retire from your present exalted Station you will still continue to deserve the praise of your Country, and to exercise your talents for the further improvement of our free and happy government.

R. CASWELL, S. C.,
WILLIAM BLOUNT, S. C.

MEMORIAL OF MERCHANTS OF LONDON, BRISTOL, LIVERPOOL, WHITEHAVEN & GLASGOW.

[From Executive Letter Book.]

Extract of the Case and Memorial of the Merchants of London, Bristol, Liverpool, Whitehaven and Glasgow, trading to Virginia, Maryland & North Carolina previous to the year 1776; Addressed to the Right Hon'bl. the Marqis of Caermarthen, his Majesty's principal Secretary of State, for the Foreign department.

"That in the year 1777 the British Agents and Factors, as well as many of the merchants, were compelled to quit the late American Colonies leaving behind them real Estates, Debts and other property, equal in Value to more than three Millions Sterling, Belonging to the Merchants of London, Bristol, Liverpool and Glasgow; that in the Course of the War, much of the Property of the British Merchants was confiscated and sold, and Debts owing to persons who had no share in the Contest were paid into the Public Treasury of Virginia and Maryland by Legislative Authority.

That the Provisional Articles of Peace, between Great Britain and the United States of America, having been agreed upon the 30th of

November, 1782, and finally adjusted on the 3rd March, 1783, it was settled and agreed by the 4th article of the said Treaty that Creditors on either side should meet with no lawful impediment in recovery of the full value in Sterling Money of all Bona Fide Debts heretofore Contracted; and the 5th Article having Stipulated that the Congress should earnestly Recommend to the Legislatures of the respective States to provide for the Restitution of all Estates, Right & properties which had been confiscated, belonging to real British Subjects; and the 6th Article having provided that there should be no future Confiscations, many of the British Merchants, anxiously Solicitous to recover the property so long withheld from them and upon which the support of their Families in many Instances depended, sent out Agents and Factors, particularly to Virginia and Maryland, not doubting but they should experience every Facility in the Collection of the Wrecks of their Fortunes, but upon the 2nd July, 1783, an edict was published by the Governor of Virginia, Ordering all the British Factors and Agents who had arrived in the State forthwith to depart the Same; that in this Situation these Agents and Factors were not only compelled to retire on Board of British Ships, then trading the Country, but had the Mortification to find that the real Estates of many of the British Merchants had been Confiscated and Sold and the produce of the same applied to the public Services of Government. That in the Month of October, 1783, the Legislative Body of Virginia removed the Restriction. In November following the British Merchants and Agents were permitted to return and have remained unmolested since that period, but no permission whatever has been given, either to Merchants acting for themselves or to Agents or Factors, Acting for employers in Great Britain, to recover any part of the Debts or property left in the Country in the Year 1775. That in the month of October, 1784, the legislative Body of Virginia met and in the course of the Sessions a Bill was brought in the Preamble of which runs thus:

Whereas, by the fourth Article of the Definitive Treaty of Peace between the United States of America and Great Britain, ratified by the King of Great Britain, on the 12th day of May, last, it was stipulated among other things, by the said contracting parties, that Creditors on either side shall meet

with no lawful impediment in the recovery of the full value in Sterling money, of all *bona fide* debts heretofore contracted, *and good Faith requires that the said Treaty shall be carried into execution according to the true intent and meaning thereof.* The Bill then proceeds to several enacting Clauses, the Substance of which are as follows: 1st, That the restraints disabling Subjects from Prosecuting for the recovery of Debts shall be removed by the repeal of an Ordinance made since the 19th of April, 1775. 2nd, That all British Debts due before the date of the provisional Articles shall be discharged by 7 equal payments, the first of which shall become due the 1st of April, 1786. 3rd, That the other payments shall fall due on the same day, in the six years then next following, respectively. 4th, That no interest shall be allowed to British Subjects for any intermediate time, between the 19th day of April, 1775, and the 3rd day of March, 1783, the said time to be considered as one day in law. 5th. That no settlement made by bonds or other Specialties with interest included, at any time since that period, shall preclude a Citizen of America from the benefit of this Act, so far as respects interest and payment by Installments to British Creditors. 6th, That no execution shall issue against any Debtor for more than the proportion of the Installment due for the time being, but such execution may issue annually for the proportion then due until the whole shall be discharged. 7th, That the Citizens of Virginia, who had been resident there on the 19th of April, 1775, and have remained ever since, although the Partners of the British Merchants, shall not so far as they are concerned be subject to the restrictions of this Act, but shall enjoy the Privileges of other Citizens.

This Bill passed the Assembly and Senate of Virginia, but for the want of some forms it was delayed if not lost.

That whether the same system of explaining and fulfilling the 4th Article of the Definitive Treaty will be followed by other States of America, or whether the Commonwealth of Virginia will finally enact this law remains to be determined; but the peculiar hardships which British merchants are subjected to cannot fail to be strikingly Conspicuous when it is considered that it is now ten years since their property has been withheld from them. 2nd, That they are to be deprived of eight years interest equal to 40 per Cent. 3rd,

That the system of making payments by Installments, to run out to such lengths of time, must subject them to the great loss from the Mutual causes of deaths, Bankruptcy and removals, which must be expected to happen in the course of eight years. 4th, That during this period no Security can be demanded, neither can a debtor be restrained by law from wasting or removing property.

5th, That with all these disadvantages, that of removing the last payments to the year 1792 and of consequence obliging the British Merchants to keep Factors and Agents at a Great Expence in the Country to collect these debts, cannot fail to prove a Great Additional burden to your Memorialists. 6th, That no provision is proposed to be made for the real Property Confiscated and sold for public services nor for money paid into the Treasury of Virginia and Maryland.

That these and other hardships are distressing in the Extreme to the British Merchants, and when it is considered that in addition to all this some of them have had the Mortification to have their Property confiscated and sold since the ratification of the Treaty of Peace, they conceive the grounds of their distress to be so peculiarly striking as to Claim the Assistance and Interposition of the British Government in procuring a Complyance with the Treaty of Peace entered into with the American States."

REVOLUTIONARY SERVICES OF GENERAL JOSEPH GRAHAM.

[Letters and Memorial of Judge Murphey.]

Among the sources of the History of the Revolution which have not yet been well explored, as we believe, are records of the Pension Office at Washington. The Declaration of General Graham, which is given below, is a specimen of what may be found there. In statements of this kind the minuter incidents and anecdotes which give a character of life to the larger transactions in connection with which they occurred, and which have yet no place in history, are very likely to be found. We do not doubt that a careful search in

that department would bring to light much that we have thought lost, and furnish the means of rectifying much that we had supposed to be already well established. The fact, for instance, that the first recognition of the Tory character of Piles's men and the first attack on them are due to the Militia, appears first in the testimony of Gen. Graham. Such narratives too have a certain picturesque worth, being the statements of eye-witnesses. The letters of Judge Murphey are added, partly to show his high regard for Gen. Graham's reminiscences, and partly also with the memorials to recall the efforts he made and the judicious means he used to preserve the memory of past events among us. The very valuable narrative of General Graham to which he refers, passed into the keeping of Mr. J. S. Jones, and it has been found impossible, up to this time at least, to recover it.

DECLARATION OF GENERAL JOSEPH GRAHAM.

[In order to obtain the benefit of the Act of Congress passed June 7th, 1832.]

On this 30th day of October, personally appeared in open Court before the Court of pleas and Quarter Sessions for the County of Lincoln, in North Carolina, now sitting, Gen. Joseph Graham, a resident of said County and State, aged seventy-three years, who first being duly sworn according to law, doth on his oath make the following declaration in order to obtain the benefit of the Act of Congress passed June 7th 1832.

That he enlisted in the army of the United States early in the month of May, 1778 and served in the 4th regiment of the North Carolina line under Col. Archibald Lytle, in Capt. Gooden's company a part of the time, and the balance as Quarter Master Sergeant. The terms of the enlistment were to serve nine months after arriving at the place of rendezvous, which was stated to be at Bladensburgh in the State of Maryland.

These troops assembled in Charlotte, Mecklenburg Co., where he then lived and by slow movements marched on to near the Virginia line detaining by the way for the recruits from the other counties

to join. The field officers on this march were Col. Wm. L. Davidson, Maj. Wm. Polk, and Henry Dickson, (commonly called Hal. Dickson,) Capt. Smith Harris and others. When all assembled, encamped in Caswell County at a place called Moon's Creek. At this place received intelligence of the battle of Monmouth, and that the British were gone to New York—that our services were not wanted in the North, and after some delay the men became uneasy: their terms of service had not yet commenced, and they were uncertain when it would; a mutiny took place, which was suppressed with some difficulty; some officers broke their swords and some of the soldiers were crippled.

It was afterwards proposed to such of the soldiers as would, to take furloughs until the fall, that their term of service should then commence. Most of those from the upper counties took furloughs, of whom the deponent was one, and he returned home to Mecklenburg where he then resided, about three months after he had left, say some time in August, in the year 1778. He was again called into service and marched from Charlotte on the 5th day of November following, under command of Gen. Rutherford with his brigade of five months militia men, (Col. Lytle commanded the regulars) to the 10 mile house, above Charleston, where he drew arms and camp equipage, from thence to Purysburg on Savannah river, where Gen. Lincoln commanded, and the regulars from North Carolina were organized in two regiments under Cols. Lytle and Armstrong; the brigade under Brigadier-General Sumner, and this deponent was in company under Capt. Gooden; which company and one commanded by Capt. Wm. Goodman, were shortly after transferred to a regiment of Light Infantry, which after Gen. Ashe was defeated at Briar Creek, was augmented by some companies of militia and placed under command of Col. Malmedy, (a Frenchman), and Major John Nelson of the North Carolina line. From the time the regiment of Infantry was formed this deponent acted as Quarter Master Sergeant to the end of the campaign. Lieut. Hilton (of the regulars) who was appointed Quarter Master, being in bad health and dying about the last of the year, this deponent discharged the whole duty most of the time. During this service he was in a skirmish with McGirt who commanded the British cavalry before Tarleton's arrival. Said regiment of Light Infantry was twice detached under

the command of Count Pulaski, in one of which services, a Lt. Chevalier Devallile, (a Frenchman) in a rencontre with a British picquet, received a mortal wound; he was in the battle of Stono, on the 20th day of June, 1779, was discharged near Dorchester, S. C., he thinks by Col. Archibald Lytle, some time about the beginning of August, 1779: said discharge and many others relating to that service, were given up to the Board of Commissioners who sat at Warrenton in the year 1786, for the adjustment of the claims of the North Carolina line.

Was taken with bilious fever a few days before the term of service was up, and had much difficulty, but by the assistance of a friend after some time got home; and was not fully recovered at the end of two months. The terms on which this service was performed were to be exempted from military duties for three years after. His spirits were so depressed by the fever and recollection of the hardships of a southern campaign in the summer, along the seaboard, he was disposed to avail himself of the privilege allowed him by the law, until about the latter end of May, when Col. Buford was defeated and it was announced that the enemy were within 35 or 40 Miles, when the Militia were ordered out *en masse*. This deponent joined them and from the experience he had in military duties was appointed adjutant to the Mecklenburgh regiment. From that county being a frontier and no other force to protect it, a part of said regiment, and sometimes all, were kept in the service most of the summer, and this deponent with them. The foot under Gen. W. L. Davidson, encamped south-east of Charlotte, and the horse under Col. Davie, were patrolling the country as far as Waxhaw and the adjoining counties in the west, which were disaffected. On the 25th of September heard that the whole British army were on the march from Camden. Gen'l Davidson immediately decamped, marched towards Salisbury and ordered this deponent to Charlotte to join Col. Davie, and take command of such of the inhabitants as should collect there on the news of the approach of the enemy—50 odd collected. In the disposition, Col. Davie made resistance as the enemy entered the village, this deponent commanded the reserve and sustained the retreat by molesting the advance of the enemy for four miles against their whole cavalry and a battalion of infantry which followed; at last they charged, when Col. Davie was

not in supporting distance, and this deponent received nine wounds, (the scars of which this court testify are visible at this time,) that he was left on the ground and afterwards taken to the Hospital, and it was upwards of two months before his wounds were healed; that after he recovered the enemy were said to be in Winnsborough, S. C. The term of the Militia who had been in service under Gen. Davidson and Col. Davie had then expired.

Gen. Davidson, some time in the month of December, stated to this deponent, that it was the opinion of Gen. Greene the enemy would again advance in North Carolina as soon as reinforcement and some stores on the way from Charleston should arrive: and that a call must be made for another draft. He wanted a part cavalry, and as Col. Davie was now Commissary General with Gen. Greene, he did not expect him to furnish it. If this deponent would raise a company or more, he should be entitled to such rank as the numbers would justify; that as an encouragement each man would find his own horse and equipments and serve at that time for six weeks, it should stand in place of a tour of duty of three months, the time required by law.

This deponent, therefore set out among the youth of his acquaintance and in two or three weeks had upwards of fifty. The principal difficulty was to procure arms—they generally had rifles—carried the muzzle in a small boot fixed to a strap fastened beside the right stirrup leather, and the butt ran through their shot-bag belt, so that the lock came directly under the right arm; near half the swords were made by blacksmiths of the country. Those who had a pistol, had it swung by a strap the size of a bridle rein on the left side over the sword, which was hung higher than the modern way of wearing them, so as not to entangle their legs when acting on foot. Their equipments were not splendid, they were the best that could be procured at that time, and in the hands of the men who used them, ultimately as serviceable as arms that looked much finer; they had at all times all their arms with them, whether on foot or on horse-back, and could move individually or collectively, as circumstances might require, without depending on commissary, quarter master, or other staff.

After Tarleton's defeat on the 17th January, 1781, the enemy in pursuit of Gen. Morgan came to Cowan's Ford on the Catawba, on

the 1st day of February. This deponent had two of his company killed opposing their passage, and his was the only company that went off the battle ground in order and covered the retreat, at the same time our Gen. Davidson fell. On the 7th of February, this deponent's company hanging on the rear of the British on their march from Shallow Ford on the Yadkin, to Salem, routed a small party, killed one, and took five prisoners, (regulars). After this the North Carolina militia were placed under the command of Gen. Andrew Pickens, of S. C., and this deponent's company, with others under Col. Joseph Dickson, passed on over Haw river; was dispatched by Gen. Pickens, in the evening, with part of his company and some riflemen from Rowan, forty-five in number, marched in the night of the 17th—at light next morning, surprised and killed or took prisoners a guard of an officer and twenty-six men, at Hart's mills, one and a half miles from Hillsborough where the British army then lay —the evening of the same day formed a junction with Col. Lee's legion, a day or two after this Tarleton, with his legion set out over Haw river to join Col. or Doctor Piles and Pickens, and Lee after him. This deponent's company and all the militia equipped as dragoons, were placed under Lee in rear of his dragoons. On falling in with Piles and the Tories, instead of Tarleton, Lee passed along the front of their line in a parallel direction. Although he knew their character his men, who had recently come to the South, did not; but when the militia came near and discovered the strip of red cloth each man had on his hat, they made the first attack on the tories; some of our blacksmith's swords were broken, others bent, &c. Tarleton who was then in the vicinity, as soon as informed of the result, set off for Hillsborough. We pursued about half way and not overtaking, turned to the left up the country. The next day, he having got a reinforcement, came after us and attacked our picquet guard in the night, in the firing killed Major Micajah Lewis a continental officer, and compelled us to move; after various movements and both armies having got to the South of Haw river near Alamance Creek, on the 2d of March a detachment of about 600, all militia except Lee's legion, advanced in three columns under his command. This deponent and company in front of the left with orders to support the left flank; after passing through a farm, near Clap's mill, and entering a coppice of woods encountered a large body of the enemy

drawn up in position—a smart firing commenced, and after three or four rounds our line gave way; the ground was so hampered with thick underbrush, and the tories passing us on the left flank, the retreat was effected with difficulty—retreated about one mile to the Ford on Big Alamance, where Col. Otho Williams, the regulars under his comand and Washington's cavalry, were drawn up to support us; the enemy did not pursue more than five hundred yards; in the affair two were killed, three wounded, and two taken prisoners of this deponent's company, seven in all. On the 1st of March the term of service for which the men were engaged was up, and about 2-3 of them would go home; the others were persuaded to stay longer being daily in expectation of a general action.

The day after the battle at Clap's Mill, Col. Lee ordered this deponent to take 25 men and go to where the battle was and see if the enemy were there, if gone take the trail, credit no report of the inhabitants, but proceed untill we actually saw the British troops. At the battle ground found the British had gone after burying their own dead and leaving ours; took the trail, in the evening came in view of their sentries on the Salisbury road, within one half a mile of their head quarters, and directly dispatched a Sergeant and six of the party to inform Lee—the rest of our party moved after dark through the woods with a view of taking two sentries we had seen in the evening. In this we failed, but after they had fired at us we went briskly up the main road. In a half a mile met a patrole of their cavalry, about equal to our number, after hailing, briskly discharged a volley in their faces, they retreated and took to the woods; we took their officer prisoner, the rest escaped. We turned out of the road in the obscure path, in a half a mile halted to take some refreshments. On this great road opposite to us a quarter of a mile distant, heard a scattering fire and a considerable noise which lasted for some time. Two days after we learned from a deserter, that on report of the sentries in the evening, the patrole was sent up the road after us and were returning when we met and dispersed them. When they came into camp from different directions upwards of one hundred cavalry was sent up the road after us, and at 11 o'clock at night met a company of tories coming in to join them; not doubting that it was the party which had defeated their picquet, they instantly

charged them and considerable slaughter was made before it was discovered they were friends. Those small affairs did more to suppress toryism to the South than anything that had before occurred. A few days before at Piles' defeat, they had been cut up by Lee's men and ours, when they thought it was their friend Tarleton, in the present case they were cut up by the British when they thought it was the Americans. It is not known that any of them joined the British afterwards.

This deponent and company some days after was in the action at Whitsell's Mill, on Reedy Fork, under command of Colonel Washington, when Col. Webster with the *elite* of the British army, for twelve miles pressed us so closely as to compel Col. Otho Williams, the commander, to fight at this place. The men whom I had persuaded thus long to remain for a general action, being disappointed, and having nothing but heavy skirmishing in which they still had to act a prominent part, determined to go home: which being represented to Gen. Greene he ordered this deponent to go with them and keep them in a compact body until they got through the disaffected settlements on the east side of the Yadkin river. We passed that river on the 14th of March, 1781, and on the 17th most of the company got home. Altho' the company were engaged to serve only six weeks about two-thirds of them served upwards of two months. From the time I undertook to raise the company until I returned home, about three months. Owing to the early death of Gen. Davidson under whose orders I acted, I had no written commission, but Col. Dickson under whom I was afterwards placed gave a written discharge some time after. In this service was in eight battles or skirmishes, and lost nine men by the enemy, viz: four killed, three wounded, two prisoners.

After the battle at Guilford the enemy marched to Wilmington and left a garrison there, but no military services were called for in the West until the month of August, 1781, tho' the tories under the protection of the British had possession of the country South of Cape Fear up to and above Fayetteville. And Col. Fanning of the tories, surprised Hillsboro' and took Gov. Burke prisoner. Gen. Rutherford, who had been captured at Gates' defeat, and with other distinguished citizens confined for twelve months in the castle of St. Augustine, had been exchanged and returned about this time.

He sent this deponent orders to raise a troop of dragoons in Mecklenburgh. Many of those who had served the preceding winter joined it. There were but four married men in the troop. Our head quarters were near Pedee. Deponent did not receive the commission herewith sent until several days after the organization. His reason for applying for it was, that on former occasions officers who had acted under verbal appointments and had been taken prisoners had not been respected as officers but treated as common soldiers. When all the drafts were assembled a legionary corps was formed under the command of Col. R. Smith who had been a Captain in the North Carolina line; it consisted of three troops of dragoons, about ninety-six troopers, and two hundred mounted infantry. This deponent was appointed Major, as will appear by the Commission and other papers herewith. Two days afterwards the Gen. having information that the tories embodied on Raft swamp, upwards of 600 in numbers, were about to retreat before him towards Wilmington; detached this deponent with the dragoons and 40 mounted men with orders to endeavor to hold them at bay or impede their march so that he might follow and overtake them. When they were overtaken, the ground appearing favorable, they were charged by the dragoons and entirely defeated and dispersed, twenty or thirty being killed and wounded, entirely with sabre.

This deponent was afterwards detached by Col. Smith with one troop of dragoons and two companies of mounted men. At A. Moore's plantation a mile below the ferry at Wilmington, surprised and defeated about one hundred tories, killed and wounded twelve; next day was in an unsuccessful attack on a British garrison in a brick house that covered the ferry opposite Wilmington, had one of our party killed.

This deponent was afterwards detached by order of Gen. Rutherford, with three companies one of which was dragoons, by Brunswick over Lockwood's Folly and Waccamaw rivers; at a place called Seven Creeks, near the South Carolina line, was attacked about midnight by the noted Colonel Gainey of South Carolina, who was then under a truce with Gen. Marion, but it appears did not consider it binding in North Carolina; had one of our party killed and two wounded, and four horses killed. The cavalry charged and defeated the tories and killed one of Gainey's party.

For the further evidence of this service see Gen. Rutherford's order to this deponent, (after the Britsh had left Wilmington,) dated Wilmington, Nov. 18th, 1781, and the orders this deponent gave to those under his command when acting in pursuance of said order. The whole service was something over three months. Lost two men killed and two wounded, and was in four battles.

RECAPITULATION OF THE FOREGOING SERVICES.

In the Regular Service.

From the month of May, 1778, until the same time in August, when furloughed to go home.....	3 months
From the 5th day of Novr., 1778, to the 5th Aug., 1779	9 months

In the Militia Service.

From about the 1st of June, 1780, until the 17th of Mar., 1781 including the time lying in the Hospital and disabled from service, except about two (2) weeks after got well of wounds, say.....	9 1-4 mos.
From about 20th of Aug., 1781, to 1st Decem., to Wilmington	3 1-4 mos.
	24 1-2 mos.

The deponent states he has a record of his age, that he was born in Chester county, Pennsylvania, on the 13th day of October, 1759; that he removed to Mecklenburgh county in the State of North Carolina, when about ten years of age, was present in Charlotte on the 20th day of May, 1775, when the committee of the county of Mecklenburgh made their celebrated Declaration of Independence of the British Crown, upwards of a year before the Congress of the United States did at Philadelphia; that he resided in Mecklenburg county until the year 1792, and since that time in the county of Lincoln.

He hereby relinquishes every claim whatever to a pension or annuity except the present, and declares that his name is not on the pension roll of the agency of any State.

Sworn to and subscribed, the day and year aforesaid.

J. GRAHAM.

TO JOSEPH GRAHAM, ESQUIRE—GREETING.

Reposing especial trust and confidence in your patriotism, conduct, and fidelity, I do hereby nominate and appoint you Major of Lieut. Col. Robert Smith's legionary corps in my brigade. You are, therefore, carefully and diligently to discharge the duty of Major by doing and performing all manner of things thereunto belonging; and I do strictly charge and require all officers and soldiers under your command to be obedient to your orders as Major. And you are to observe and follow from time to time, such orders and directions as you shall receive from your superior officers according to the rules of military discipline and laws of this State.

Given under my hand in Camp, at Rock-Fish Bridge, October 7th, A. D., 1781.

GRIFFITH RUTHERFORD.

STATE OF NORTH CAROLINA.

I do hereby nominate and appoint Joseph Graham captain of this troop of horse during this present expedition; he is, therefore, to conform himself to all the rules and regulations of the army and is to obey his superior officers, and I do hereby require and command all officers and soldiers under his command to pay strict obedience to his orders.

Given under my hand this 12th day of September, 1781.

GRIFFITH RUTHERFORD,
B. G. M.

This is to certify that Major Joseph Graham, with a troop of horse served a tour of six weeks duty, agreeable to Gen. Davidson's orders, under my command.

JO. DICKSON, Col.

July 25, 1782.

TO MAJOR JOSEPH GRAHAM.

SIR—You are hereby authorized and directed to take command of the whole of the dragoons and mounted infantry of Col. Smith's corps, who are now on the leftward of the Northwest. You are then to join Col. Leonard and take such a route as will tend more effectually to disperse and finally subdue such tories and disaffected people as continue embodied in the settlements bordering on this State and adjoining to South Carolina; and you are to continue in this service as long as may appear to you necessary for accomplishing this purpose. Then to march your command home, not suffering them to disperse until you may have crossed the Great Pee Dee, then regularly discharge your troops.

GRIFFITH RUTHERFORD,
B. G. M.

Nov. 18, 1781.

CAMP MACY CASTLE,
Nov. 21, 1781.

Orders:—Officer of the Day, to-morrow, Capt. Cummins: Guard to consist of one Lieut., one Serg't, twelve privates; every person in samp to immediately enroll with Capts. Carruth, Cummins, or with Lieut. Baldwin; those who have been officers during the campaign to be called on duty as such: troops to hold themselves in readiness to march precisely at six o'clock in the morning. And it is required that the most profound silence and greatest order is observed on the march throughout the whole of this route.

N. B. Returns to be made by eight o'clock this evening.

JOS. GRAHAM,
Maj. Commanding.

CAMP ENNY'S BRIDGE,
Nov. 22, 1781.

Orders:—Officer of the day, to-morrow, Capt. Carruth, troops to be on the alarm post at five, and march at six. Lieut .Baldwin with

his troops to continue at the Bridge until the other troops have passed the Swamp, then return such a route as he may think best.

JOS. GRAHAM, Maj.

CAMP, MR. BARNES' PLANTATION,
Nov. 23, 1781.

Orders:—Officer of the day to-morrow, Capt. Cummins, Guard to consist of but ten privates, Officer and Serg't; troops to march at six o'clock in the morning. Guard two hundred paces in rear, two swordsmen the same distance in rear of them, no detached party or guard on the march to fire a gun if it can be avoided, except at a party or when we may stop to forage, at individuals.

JOS. GRAHAM.

The correspondence which we give below is closely connected with the preceding narrative. The facts stated by Gen. Graham are of great interest, and of the very highest authority. The letters of Judge Murphy well illustrate his earnest and laborious, though unsuccessful efforts to rescue the history of our State from oblivion. His memorial is itself now part of our history.

Correspondence Between Judge A. D. Murphey and Gen. Joseph Graham---Revolutionary Events.

GENERAL JOSEPH GRAHAM TO JUDGE A. D. MURPHEY.

VESUVIUS FURNACE,
Nov. 27, 1820.

DEAR SIR:

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I will give you a kind of chronology according to my present views. From Ramsour's in three days after the battle Gen. Rutherford marched against Col. Bryant in the forks of the Yadkin. Bryant heard of his coming, and on the 30th June crossed the Yadkin, marched rapidly and joined the British at Cheraw Hill. Rutherford pursued until below Abbot's Creek and returned to Salisbury. From there in a few days marched with the men designated for a tour to join Gen. Gates, when in the pursuit of Bryant at Salisbury, he detached Col. Wm. L. Davidson with 250 men down the west side of the Yadkin; at Colson's these troops attacked the tories, superior in numbers, and defeated them, Colonel Davidson and one other wounded .

The Biritsh advanced simultaneously on each side of the Catawba; Gen. Sumpter was invested with command of South Carolina refugees and North Carolina men; movements preceding battles at Rocky Mount and Hanging Rock, which took place the 1st and 6th of August, are well described by Lee, incidents only are admitted by him. On 16th of August, Gates' defeat; all the historians describe it better perhaps than could be done again. After Gates' defeat, Sumpter's, 18th August.

Succeeding events about Charlotte, Camp at McAlpine's Creek, Gen. Sumner arrives, Davie's affair at Wahab's, (Waxhaw), well described by Lee; British arrive at McAlpine's Creek 24th Sept., Tarleton detached after Gen. Sumpter to Bigger's Ferry, who has notice, crosses the river and escapes; 26th September British advance Tarleton joins two miles below Charlotte, rencounter in Charlotte

and at the cross roads very imperfectly described; form of British encampment and conduct while in Charlotte, on 3d of October, send a foraging party 450 infantry, 60 cavalry, 40 wagons on the road to Beattie's Ford, divide at McIntyre's farm, are attacked by Capt. Thompson, Geo. Graham, Robt. Robeson, Esq., 14 in the whole, whose names I have.

Killed a Captain and seven men, wounded 12; the party returned to Charlotte with less than two loads of forage. 7th Oct. Ferguson's defeat; Dr. Wm. McLean and Capt. Saml. Caldwell who were there, say it is not well represented in any of the histories, (I was then in the hospital), they propose giving a description, &c. The British hearing of Ferguson's disaster leave Charlotte 10th of October, incidents on their return march, by way of old Nation ford, arrive at Winnsboro' about 1st Nov., Camp at six mile Creek, arrival at the Camp of Gens. Greene and Morgan, militia management until 17th Jan., '81. Tarleton defeated, British advance in pursuit of Morgan by way of Ramsour's. 30th Jan. Morgan passes Sherrill's Ford, same day Greene, Davidson and Colonel Washington held council at Beattie's Ford, next day. 1st February, battles at Cowan's and Beatie's Ford at Torrence's, not well described. 3d February the British advance; attack the Militia in Morgan's rear at night near Trading Ford on the Yadkin. On 7th February Graham's troop of cavalry killed and took seven prisoners of the British on their march—between Shallow Ford and Salem. 11th Gen. And. Pickens of South Carolina, invested with command of all the forces, collected in rear of the British, marched by Guilford on to Stony Creek, 10 or 15 miles from Hillsboro'; detached twenty of Graham's cavalry, some of Simmons' riflemen, forty in the whole, who marched in the night; at light in the morning attacked a qicquet at Hart's mill, 1 1-2 miles from Hillsboro', killed and took the whole 25. Lost none, though closely pursued by Tarleton's whole corps, brought prisoners all safe in, Monday was joined by Lee's legion. Succeeding transactions of the affair of Piles' at Holt's, well described, but unaccountably, though Lee was present, he makes no mention of the affair at Clap's Mill 5 or 600 a side; it was a pretty stiff business. The British had a Captain and 16 killed—we had nine. Out of my command two killed. Ford (of Charlotte,) and Johnson; Robert Harris, Esq., Samuel Martin and Jack Barnett, wounded; John

Stinson (nigh Charlott) and Jo. Mitchell prisoners; seven in the whole.

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Yours, &c.,

JOS. GRAHAM.

JUDGE A. D. MURPHEY TO GENERAL GRAHAM.

Haw River, Orange County,

January, 1821.

Dear General:—Col. Conner delivered to me in Raleigh, your account of the battle at Ramsour's, which I have read with much interest, for it was the first time I had any correct idea of that affair. I have the account in my possession and will shortly give it to the public. Your letter to Col. Conner I have copied and now enclose the original to his care.

Twelve months ago I suggested to a few friends the propriety of making an effort to rescue from oblivion the incidents of the Revolutionary War, which occurred in this State. The leading events only are recorded. A detail of inferior events in character, is wanted not only to gratify curiosity, but to make out a portion of our history, which is likely to be soon lost. It is due to the men engaged in them. It is due to the character of the State, to have collected and embodied all the events of the Revolutionary War, which occurred in this State and the upper parts of South Carolina. I have mentioned the subject to Col. Polk, who very readily promised his aid, and he has contributed very liberally, and promised to contribute more upon his return from Tennessee. I had intended long since to address you on the subject, but a succession of severe afflictions and the pressure of a variety of business, suspended my attention to the subject until lately. I think with you, that the union of a few men will do much in a little time, towards collecting materials for a regular minute detail of all such events as are worthy of being recorded. In all the events of life great things depend so much upon a complication of small ones—that it is desirable to get a history of everything that in their bearing could any how contribute to the principal events. Anecdotes, likewise connected with the thread of the narrative, are useful and amusing. They show the

character of the times and of the principal actors. After therefore, drawing up your narrative, give in notes all the anecdotes you have stored up in your memory. Speak of the characters of particular men and give biographical notices of them; point out the motives which probably influenced them in taking sides. Describe the manner in which bodies of militia were from time to time hastily raised, their equipments, arms, &c.

We have no regular account of the military police of the State at that period. Describe the graduation of military authority, who commissioned the officers, who called them out upon emergency, by what authority were the militia called out, how long were they bound to serve, who supplied their arms and accoutrements, &c. Give a regular account of the militia system at that period.

Give an account of Gen. Rutherford. What section of the State did his command embrace. What was his education, his pursuits in life, &c. Say all you know of his expedition against the Cherokees.

I beg you to fill up in detail the outline contained in your letter, & add to it, as much more as you can.

The general tory war seems divisible into distinct periods, and distinct districts of country. Trace the origin of the tories, their first assemblages, their leaders and their opponents; get the history of the battle of King's Mountain, with the principal circumstances leading to and following it; the history of Col. Cleaveland's operations against the tories, and of other distinguished whigs in the west; get the history of Col. Bryant's operations, his character, place of residence and ultimate fate, and the principal anecdotes connected with his marauding adventures.

Add to your account of the battle of Ramsour's such facts and anecdotes of the principal actors on each side as you may be able to collect.

Collect all the information you can of Fanning's adventures, and of the Tory war on the Cape Fear; also of the retreat of Cornwallis, (which I believe is not mentioned in your memorandum.)

Write a detailed account of General Davie's transactions. I wish to know something of his family, his education, his entrance into the army and his exploits as a soldier.

This letter is confined to particulars. Your memorandum is the

outline of the general narrative. Write at length, and be not afraid of saying too much.

In addition to the events of the Revolutionary war, I beg you to write out a history of the Regulation under Gov. Tryon. We have nearly lost all this part of our history; say, therefore, everything you can learn upon the subject.

That period of our civil history immediately following the close of the Revolutionary war is very interesting. Devote one chapter at least, to that.

I shall be glad to keep up a correspondence with you, and I will from time to time to submit to your perusal such narratives as I may collect. I feel some zeal upon the subject, for a large portion of our history now lives only in the recollection of a few survivors of the Revolution. We must soon embody it or it will be entirely lost. Write to me at the Haw River Post-office. My best respects to your son James.

Yours very truly,
A. D. MURPHEY.

Gen. Jos. Graham.

GENERAL GRAHAM TO JUDGE MURPHEY.

March 9, 1821.

Dear Sir:—In the sheets herewith forwarded it is omitted in its proper place to state that when Gen. Sumpter was on the expedition to Rocky Mount, Bryant's tories near the British lines, &c., for the particulars I refer you to Lee's account, and generally his statement of the Hanging Rock; but some incidents are omitted. When the men under Sumpter and Davie united had made their disposition of attack, their guides though well acquainted with the ground, were not with the position in which the enemy was encamped, and unfortunately led them on Bryant's tories instead of the British. Their attack was so impetuous that the tories fled on the second fire, and the ardour of Davie's cavalry was such they could not be restrained, but pursued them. On the first alarm, the British near a quarter of a mile distant, detached a party of about 100 men to support them; they arrived on the eminence just after the tories had left it, and commenced a fire by platoons in succession, overshot their opponents, who by taking steady aim, and in a half circle around the eminence, in a short time caused one third of them to fall; the

rest retreated to the main body, and were briskly pursued by Sumpter's men. When the British joined their comrades the action became general. After a few discharges they retreated, taking their artillery with them for about 300 yards where they rallied, though somewhat scattered and out of order; and the action was renewed—the whigs more scattered, some intoxicated, others plundering in the British camp; however a respectable number still facing the enemy and pressing them closely, they were compelled gradually to give ground 200 yards further; at last formed a square, &c. I refer you to Lee's statement for the rest. When the firing became slack and the enemy maintained his position, Gen. Sumpter had his men withdrawn a small distance and formed and as many stragglers collected as he could, intending to renew the action.

He rode along the line, personally inquiring of each man his stock of ammunition, it was found that they had not on an average three rounds per man, which was the true cause of his retreating. The great blunder committed in this action was in suffering Davie's cavalry to charge tories in their retreat at so early a period, which neither Davie nor Sumpter could prevent; it was not doubted after it was over that if they had been kept in a compact body until the main body of the British were forced from their camp by the gallantry of the infantry, and had turned their backs for 300 yards, a charge of 70 cavalry would have made them surrender, but at that period but few of the cavalry had returned from pursuit of the tories and they were yet unformed. The whole number lost on each side was never ascertained. Of the Militia from Mecklenburg, Capt. David Reid, a man equally distinguished for his patriotism and piety, and eight others were killed, and Lieut. D. Flenigen, Ensign McClure and Ensign Flenigen, and twelve privates wounded. In no action were there more acts of individual heroism displayed, or more hair's breadth escapes. Col. Robt. Irwin who commanded the North Carolina militia, had his clothes perforated with four separate balls, and escaped unhurt. Lieut. Geo. Graham, who commanded Capt. Reid's company after he was killed, (early in the action) and many of the soldiers, had their clothes cut in like manner. On the British retreat from their position after being forced from their camp on the right of their line they kept firing a three pounder. Capt. James Knox of Mecklenburg, gave order to his men

to load their guns, and when that piece fired the next time they would take it; on the discharge of the gun they started in full run, and before the artilerists could load got within forty steps and began to fire, the British retreated and Knox and party took the gun and turned her on their adversaries, but unfortunately none of them knew how to manage or load her, though in their possession several minutes. The enemy rallied and came on with fixed bayonets and retook the gun. From this time until after Gates' and Sumpter's defeat on the 16th and 18th of August, I refer you to the details of Marshal, Ramsay and Lee as being more accurate than I can give.

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I am, Sir very respectfully,

J. GRAHAM.

A. D. Murphey, Esq., Atto., &c.

GENERAL GRAHAM TO JUDGE MURPHEY.

VESUVIUS FURNACE,
July 14, 1821.

Dear Sir:—About the time of the last Superior Court in Salisbury, I wrote to you and at the same time forwarded several sheets in a separate package containing the narrative of transactions in the Revolutionary war, from the time of the battle of Ramsour's, (20th of June, 1780). until Gates' defeat, 16th of Aug., which I am in hopes you have received. I have continued my narrative from the battle of Hanging Rock, 6th of August, 1780, to the battle of Guilford, 15th March, 1781—it contains 20 sheets, (omitting the battles well described by others,) chiefly relative to the militia in this section of the State, perhaps it goes too much into detail, though on reading it to some who were then in service they thought otherwise, and suggested several things omitted which they wished to be noticed.

If I had time to make another draft I would improve it, but my avocations will not admit; the facts stated may be relied on.

Shortly after the battle of Guilford, North Carolina ceased to be the seat of War, except in the south-west towards Fayetteville and Wilmington, where Major Craig commanded the British, and the tories ruled as high as Drowning Creek.

After Gov. Burke was captured, about the middle of September,

1781, an expedition was fitted out from the west, under Gen. Rutherford. A sheet or two will contain all I have to communicate from March until September. From that period until the British evacuated Wilmington I can give the whole details, as it was the last campaign I served in that war. My object is to state nothing but what I have a personal knowledge of.

Before I was old enough to enter service there were three campaigns by the militia in the west, viz:

1. Against the Cherokee Indians under the command of General Rutherford in the fall of the year 1776.

2. Against the tories or Scovellites, usually called the snow campaign on account of a heavy snow which fell while they were out. This expedition was made in the month of December, 1775. Col. Martin had two companies of regulars, one from the first regiment under Capt. George Davidson; and the other under John Armstrong of the 2d regiment. Exclusive of these there was about 200 men from Rowan, under Col. Rutherford, 300 from Mecklenburg under Col. Polk, and 100 from Tryon under Col. Thos. Neel. This body joined Gen. Richardson of South Carolina, and Col. Thomson of the 3rd South Carolina regiment, at Saluda river, about the 16th or 17th December. When the tories broke up the siege of "Ninety-six," and returned to Saluda river on the 22nd, they were surprised and 400 taken prisoners. They were commanded by Paris, Cunningham and Fletcher.

3. A large body of militia marched to Fayetteville about the time or just after the battle of Moore's Creek Bridge, with Gen. Caswell, in 1776. Col. Polk served in the 2nd, and was wounded. Gen. Geo. Graham in the 1st and 3rd.

I am Sir, very respectfully,

J. GRAHAM.

A. D. Murphey, Esq.,
Attorney, &c.

JUDGE MURPHEY TO GENERAL GRAHAM.

Haw River,
July 20th, 1821.

Dear General:—On yesterday I received your letter of the 14th Inst. I must beg your pardon for not before acknowledging the

receipt of the packet directed to me at Salisbury. A continued series of affliction in my family, added to a great pressure of business, had withdrawn my mind until lately from the subject of your communications. They now engage my attention almost exclusively, and will continue to do so, for eight or ten days. I entreat you to continue your narrative, and give it all the detail your memory will enable you to give, and notwithstanding you have filled 20 sheets, fill 20 more. I am in correspondence with several gentlemen on these subjects, as well as other parts of the history of North Carolina, but from none have I received so circumstantial, connected, and interesting as from you. I wish you to progress through the Revolutionary war, and I will submit to you heads for a further narrative, embracing the prominent points of our history since 1783.

Your letter to Col. Conner first suggested to me the plan of a work, which I will execute if I live. It is a work on the history, soil, climate, legislation, civil institutions, literature, &c., of this State. Soon after reading your letter I turned my attention to the subject, in the few hours I could snatch from business to find what abundant materials could, with care and diligence, be collected; materials which, if well disposed, could furnish matter for one of the most interesting works that has been published in this country. We want such a work. We neither know ourselves, nor are we known to others. Such a work well executed would add very much to our standing in the union, and make our State respectable in our own eyes. Amidst the cares and anxieties which surround me, I cannot cherish a hope that I would do more than merely guide the labors of some man who could take up the work after me, and prosecute it to perfection. I love North Carolina, and love her the more because so much injustice has been done to her. We want pride. We want independence. We want magnanimity. Knowing nothing of ourselves, we have nothing in our history to which we can turn with feelings of conscious pride. We know nothing of our State, and care nothing about it.

It adds to one's mortification on this subject, that the printers of this State are so little minded that one will not copy from another any article of public interest, which is communicated. If papers were sent for publication to New York, they would be published from the New York papers in all the papers of this State; yet. if

sent to Raleigh, Hillsboro', Salisbury, &c., they will be found only in that paper to which they are sent. The editors at Fayetteville form an honorable exception. They will search out and give place to everything they can find respecting North Carolina—a man can't write for every paper, and no one paper has a general circulation—much more would be written if all the papers would give it publicity, because more information would be thereby distributed through the community. We want some great stimulus to put us all in the motion and induce us to waive little jealousies and combine in one general march to our great purpose.

The events of the years 1780 and 1781, will fill a large octavo volume, and I will exert myself to complete it during the ensuing winter. You have entered upon the subject with more zeal than any other man, and I beg a continuance of your labors. Extracts from the work as first written, without corrections, will be published in the *Recorder*. I directed this paper to be sent to you, and I am sorry the account of the battle at Ramsour's has not reached you. I will get a paper and send it to you. Have you received the papers containing the remarks "on the history of North Carolina?" This was the first published in January last. Have you received the account "of the first Revolutionary movements?" The printer made a mistake and said, "in the United States," instead of "in this State." This was in March.

I will publish another paper shortly. * * * * It would give him great pleasure to see you, and I hope you will come to Salisbury. In the meantime prevail on your brother to lend his aid to the work and draw up an account of the expeditions in which he took a part, and from which you were absent. I hope providence will spare your life "till something can be done for the honor and glory of North Carolina."

Yours truly,
A. D. MURPHEY.

Gen. Jos. Graham.

Request your brother to give a minute detail of Rutherford's campaign against the Cherokees, in 1776. The number of troops. The place of rendezvous, the causes of the war with the Cherokees, the march of Rutherford, the preparations of the Cherokees, their

chiefs' names, and characters, their places of abode, operations of the army, force of the Cherokees, route of the army over the mountains, Cherokee towns taken and burnt, anecdotes of the campaign, the treaty, the commissioners, both on the part of the Indians and the whites for making the treaty, miscellaneous particulars; return of the troops, their being disbanded, where and when, how paid, and how much, &c.; also similar account of the campaign under Caswell in 1776–'77; request him to go into every detail.

A. D. M.

JUDGE MURPHEY TO GENERAL JOSEPH GRAHAM.

HILLSBORO', Nov. 27, 1822.

Dear Sir:—I received on yesterday your kind letter of the 10th Oct. last. It had lain in the post office here for some time. I returned from Tennessee on Friday last and Monday came to this place to attend our Courts.

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I will in a few weeks resume the work I have at heart, Compiling the History of North Carolina. I have collected a considerable mass of materials for several periods of this history, and in doing this have been kindly aided by a few of the officers and soldiers of the North Carolina line, but by none so liberally as yourself. I am glad you are disposed to aid me still more, and beg you commence your work as soon as your convenience will admit. Col. Polk of Raleigh, is engaged in such a work, and to refresh his memory I submitted to him before I went to Tennessee, and left with him until my return, your manuscripts. Maj. Donoho of Caswell, wishes to read them, and I have promised him to go to his house and spend a week or ten days with him and get all the information his memory can supply.

The work which I wish to publish, it is my ambition to prepare in a style worthy of its subject; it will embrace views of the climate, soil, geology, mineralogy, moral and political character, state of society, of literature, &c., of North Carolina. Time will be re-

quired to prepare such a work, but if a few others felt the same zeal you feel, and were as much disposed to lend their aid, the work would progress fast.

It will give me great pleasure to hear from you frequently. Direct your letters to Haw River Post Office, Orange County.

With great regard,
I am, dear Sir,
Your obed't serv't,
A. D. MURPHEY.

Gen. Jos. Graham.

GEN. JOSEPH GRAHAM TO JUDGE A. D. MURPHEY.

In the Histories of the Revolutionary War by Marshall, Ramsey & Lee the details given of transactions in this Section of Country are frequently inaccurate and several things which had a bearing on the general result entirely omitted. They had not the means of ccrrect information, except Lee who did not join the Southern Army wtih his Legion until the month of February, 1781, after which his narrative may be generally relied on.

It may be remarked that there was a marked difference in the manner of conducting the revolutionary and the late war between us and Great Britain. In the latter the commandant of a party sent an official report in writing to his superior officer, or to the secretary of the War department, of every trivial combat with the Enemy. In the former of all the battles fought in the South, there were not more than three or four official reports ever published. The Historians had to collect some of their information from common fame and other precarious sources. The truth is that many of the officers of that time were better at fighting than writing and could make better marks with their swords than with their pens. Their object did not appear so much to have their names puff'd in the columns of a news paper as to destroy their Enemy or drive him from their Country and Establish its Independence.

The Histories of Ramsey & Lee, which are the most in detail of the transactions in the South, are calculated to make an erroneous impression in reciting the operations under the command of General Sumpter in the months of July and August, 1780, and of General Pickens in the months of February & March, 1781. From the number of the field officers from South Carolina under their command the reader would believe in the ranks of the former the principal force consisted of the militia from South Carolina, whereas, the fact was, that in the well fought battles of Rocky Mount & Hanging Rock the North Carolinians, under the command of Colos. Irwin and Huggins and Major Davie, constituted the greater part of his Command and the field officers referred to had not sometimes each a Dozen of men with them.

In the folowing February when General Andrew Pickens was vested with the command of the troops, 6 or 700 in number Assembled in the rear of Lord Cornwallis on his march to Dan River, there was not more than 40 of the South Carolina Militia in his ranks and his men were chiefly from between the Yadkin and Catawba Rivers from the then Counties of Mecklenburg and Rowan (from which Iredell and Cabarrus since separated).

It may further be remembered that in the Brigade of State troops raised by the State of South Carolina in the spring of 1781, when each man furnished his own horse and military equipments, the Regiments commanded by Cols. Polk, Hampton & Hill and Middleton, were mostly raised in the Counties aforesaid.

It is admitted that some of both Officers and soldiers of the militia of South Carolina were as brave and enterprising as ever went to a field of battle, but those well affected to the cause of Independence were but few in number. The most of the lower districts (except Marion's Brigade) were endeavoring to save their property either by moving to No. Carolina or Virginia, or the greater number by taking protection from the enemy. From the conduct of the few before alluded to Ramsey's History gives character to the whole Militia of the State who were not disaffected, when it is well known a great majority of them saw little Military service. The Counties of Mecklenburg and Rowan not only furnished the greater part of the troops commanded by General Sumpter, but it was in all cases his place of retirement when menaced by a superior force of the

enemy and from whence he mostly organised and set out on his several expeditions.

The writer finding those things unfairly represented has undertaken in his plain way to present a more correct account of several transactions than has heretofore been given and to take notice of some which had been entirely omitted, which in his opinion, are worthy of being preserved. For the truth of the facts he states he appeals to those who were present on the several occasions related, of whom it is believed more than 100 are yet living. Some of the details may appear minute and trivial but not so to those who were present, and it is expected the present generation will read with some interest the part their fathers and relations acted in those times, more especially when they have a personal knowledge of the very spot where each Transaction took place.

NOTES AS TO BATTLE OF RAMSOUR'S MILLS.

I wish to add the following notes as to the battle of Ramsour's Mills, where, it is stated, the Tories were driven back the second time & the left of their line became mixed with the whigs. A Dutchman, of the Tories, meeting suddenly with an acquaintance among the whigs addressed him "Hey, how do you do Billy, I has known since you was a little poy and I would not hurt one hair of your head, because I has never known no harm of you only that you vas a rebel." Billy, who was not so generous and much agitated & his gun being empty, clubbed it and made a blow at the Dutchman's head which he dodged. The Dutchman cried out "oh stop, stop. I is not going to stand still and be killed like a damned fool nedder," and raised the butt of his gun and made & shot the poor fellow dead.

Captain Machisick was wounded early in the action, shot through the tip of his shoulder, and finding himself disabled & the result being at the time uncertain, he went from the battle ground about 80 poles to the west; about the time the firing ceased he met 10 of the Tories coming from a neighbouring farm where they had been until the sound of the fire started them, they were confident

their side was victorious & several of them knew Capt. Machisick, insulted him, would have used him ill but for Abram Kiener, Senr., one of his neighbors, who protected him & took him a prisoner, and marching on towards the battle ground Kiener kept lamenting that a man so clever & such a good neighbor and of so good sense should ever be a rebel, continued his lecture to Capt. Machisick until they came where the Whigs were formed. Kiener looking round saw so many strange faces said, "Hey poys, I believe you has cot a good many prisoners here," still thinking his party had beat; immediately a number of guns were cocked and Capt. Machisick, tho' much exhausted by loss of blood, had to exert himself to save the lives of Kiener and party.

AFTER THE BATTLE OF RAMSOUR.

When General Rutherford reached the battle field at Ramsour's Mill on the 20th of June, 1780, (the same day of the battle) he had under his command upwards of 1200 men. Davie's Cavalry and others were dispatched through the Country in search of the fugitives who had dispersed in every direction; they found a number of them and brought them to camp, all of whom were admitted to return to their homes on bail, except a few of the most active and influential characters who were kept in confinement and sent to Salisbury Gaol. The men who were with him as volunteers, as well as those under Col. Lock, considered themselves at liberty to return home after the battle, except those who had been designated to serve a tour of duty of 3 months, (the usual term of service at that period) and some were furloughed for a short time. By this means by the 22nd his numbers were reduced to less than 200 men. On that day he received information by an express that the Tories were assembled in considerable force in the forks of the Yadkin, in the north end of Rowan County adjoining Surry, about 75 miles North East of Ramsour's, under the command of Colo. Bryant who lived a few miles below the Shallow Ford on the west side of that River, and had persuaded his neighbors and acquaintances to rise in arms; for that after the capture of Charleston & the defeat of Beauford, the only regular troops in the South, the Rebellion was certainly crushed. The same day Genl. Rutherford ordered Major Davie's Cavalry to march and take a position in advance of Char-

lotte on the Camden road, near Waxhaw Creek, to keep under the disaffected and watch the motions of the British in that quarter. He marched with the infantry that were with him the direct route towards Bryant, and sent orders to the officers on each side of his line of march to join him, with all the men they could raise. On his way, after crossing the Catawba River, his force began to increase and when he arrived within 15 miles of the tories his force was augmented to upwards of 600 men and he prepared to attack Bryant the next day. Colo. Bryant anticipated his design. He had heard of the defeat at Ramsour's and of General Rutherford coming against him with a large force. On the 30th of June he and party crossed over the Yadkin to the east side, and continued his route down the river through the settlements which were disaffected, many of the inhabitants joined him on his march and when he passed Abbot's Creek his force was reputed to amount to 7 or 800 men. By this movement it was evident that his intention was to form a junction with Major McCarthen, whom Lord Cornwallis on his arrival at Camden had sent on with the first Battalion of the 71st Regiment, about 400 men, to the Cheraw Hill on the P. Dee for the purpose of preserving in submission the country between that river & Santee and corresponding with the Scotch settlements on the Cape Fear, which were generally attached to the British.

General Rutherford being apprised of Bryant's intention took the nearer route down the west side of the river by Salisbury and the old Trading ford, endeavoring to get in his front before he reached Salisbury. He there found that Bryant by rapid marches had passed before him. From this place he detached Colo. Wm. L. Davidson with a select party down the west side of the River for the purpose of intercepting Bryant, should he attempt to pass it before he reached McCarthen, and the main body pursued Bryant thinking if he halted or delayed they would overtake him. But he and party were so panic struck with the result of the affair at Ramsour's that they marched night and day down the east side of the Yadkin & P. Dee until they came opposite the British force under Major McCarthen and passed over the river and formed a junction with him. Rutherford finding it impossible to overtake the Tories left off the pursuit & returned.

The party under Colo. Davidson who went down the west side of

the river the second day after they left Salisbury heard of a party of Tories at a farm in the vicinity of Colson's Mill, near the junction of Rocky River with Pee Dee, marched rapidly to endeavor to surprise them. When they arrived near the farm he divided the party so as to attack them in front and the flank, by which it was known they would attempt to retire, at the same time. Colo. Davidson's party arrived at their station first and was discovered by the Tories and when he was deploying his party into line they commenced firing on him. His party came steadily to the position required without confusion or returning the fire, when formed they advanced briskly; Colo. Davidson in front, having on his uniform, was conspicuous. The enemy's marksmen aimed at him, one of whom wounded him severely. However, this had no effect on the result of the action. The disposition had been so correctly made and all moving on at full charge with trailed arms, and the party sent round the flank attacking at the same instant, the enemy fled after having 3 killed and 4 or 5 wounded and 10 taken prisoners. Being in their own neighborhood where they knew the Country most of them escaped. Their numbers somewhat exceeded that of the assailants, which was about 250. On the part of the Whigs no person was injured but Colo. Davidson and one other wounded. He was confined by his wounds for 2 months which was much regretted by the Militia, as the few weeks he had been vested with a command among them had inspired a confidence nothing could shake. As no other party of Tories was known to be collecting and it was unsafe to go nearer McCarthen after being reinforced by Bryant, Colo. Davidson and party returned home, and General Rutherford after staying a few days near Salisbury, marched with those serving a tour of duty to join General Gates who was advancing near the Pee Dee.

Scarcely had the volunteers who had been out on these several Expeditions returned when they were alarmed by the enemy approaching in another quarter. On the 7 of July it was understood that a party of British and tories were marching up the west side Catawba River, and it was ordered that the men in the west of Mecklenburg should attend publick worship at Steel Creek Church, with their Arms, on Sunday the 9th. After sermon, parting with their familys, the men were organized and marched down the east side of the River. The enemy advanced the same day as far as Hill's iron

works, about 10 miles below said Church on the west side. They set the works on fire. In the Evening when our party approached within 4 miles of the works on the hills above Biggars' ferry they saw the smoke ascending and heard the enemy was there. At night our men were joined by other companies from the north of Mecklenburg and a few South Carolina Refugees under the command of General Sumpter. He being the officer highest in grade was invested with the command of the whole party. Next morning had information by our patrols that after the enemy had burnt the iron works they marched towards where Yorkville now stands.

General Sumpter moved 7 miles to the So. East where the road from Charlotte to the old Nation ford crosses Hughes' branch, near Spotts farm in the Indian Land; others joined in the course of the day and on the 12th he had upwards of 500 men. The position being favored for collecting supplies of provisions he determined to occupy it for a few days; but doubtful of being visited by the Enemy's cavalry, the ground being hilly and covered with oak timber, the General ordered the timber to be felled in different directions round the Camp some what in the form of an Abatis and the body of the trees split and leaned over a strong pole supported by forks or some high stump, the other end on the ground at an angle of 30 degrees elevation and facing the avenues left through the brush or abatis for passage, so that they would answer the double purpose for the men to lay under and for defence. If the enemy's cavalry had come, unless they were supported by a large body of Infantry or artillery, they could not have forced the Camp.

Major Davie at his station near Waxhaw Creek, by his Scouts discovered a party of the British were advancing up the road from Camden and immediately sent an express to Genl. Sumpter, who by this time had intelligence that the party on the west side of the River had retired to Rocky Mount. On the 17th July marched to Waxhaw and formed a Junction with Davie's Cavalry. The place being unfavorable for support, on the 18th marched down Waxhaw Creek on the South side, past Waxhaw meeting house* to a Doctor

* Waxhaw meeting house was at this time the Hospital for the survivors of those who were wounded at Buford's defeat, about 80 in number who being between the two armies were neglected and needed medical assistance and suitable provisions; perhaps a more complicated scene of misery in proportion to their number was never exhibited in the whole war.

Harper's plantation, who was said to be disaffected. The Horses were turned into a green corn field not having provender for the whole, upwards of 700. Early on the 19th the party of observation near the enemy communicated that they had marched from below the Hanging Rock Creek the road towards Charlotte. The Horses were caught in great haste and marched briskly to gain the ford on Waxhaw Creek before the enemy (there being no convenient fords below); they halted at noon about 6 miles further on. It was expected they would move on in the evening or night and disposition was made for their reception. Major Davie's Cavalry and 100 Gun men were placed opposite the ford on the north side of the creek & upwards of 500 South of the Creek, about 30 poles west of the Road, in a thick wood where Cavalry could not act & continued in this position until next morning, but the enemy did not move. If they had advanced we were to have let them pass until they encountered the party with Major Davie when those with General Sumpter were to have moved from their concealed position and attacked them in flank & rear. From the nature of the ground and the disposition of the American force they must have been destroyed, neither Cavalry nor Artillery could have been of service to them.

It was thought unadvisable to attack the enemy at his Camp and as Lord Rawdon when here before had consumed the forage at the neighbouring farms, General Sumpter moved back on the road to Charlotte 16 miles to Clem's branch and encamped where he could draw his supplies from the fertile settlement of Providence on his left.

He continued in this place near a week with the number of his men daily diminishing. When he kept moving and they expected to meet the enemy they kept with him but when ever they came to attend only to the dull routine of camp duty such as mounting, relieving and standing guard and enduring privations, they became discontented and those in a convenient distance went home and others to the houses of their acquaintances, having no camp equipage or utensils but what each man brought with him; tho' the Officers had rolls of their Companies they were seldom called and they could not tell who were present only as they saw them in camp.

This was the first practical lesson to our Commanders of Militia showing that while they kept in motion and the men's expectations

were kept up that something would be done, they continued with the army; but a few days stationed in camp they became discontented and would scatter, and of those who staid the careless and slovenly manner in which their duty of guards was performed afforded no security to the camp; of this experience General Sumpter and other officers availed themselves afterwards to the end of the war. By the 25 of August he had not with him more than 100 men and he sent some of them through the adjoining settlements giving notice to all to repair to Camp, that he intended to attack the enemy. By the 28th such numbers joined as induced him to march. It was known that the main party of the enemy were at Hanging Rock Creek and a detachment at Rocky Mount on the west of the Catawba. He decided on attacking the latter and crossed over the Catawba with that view.

On the 5th day of August he arrived at that place. It is situated on the top of a high hill on the west side of Catawba, just below the mouth of Rocky Creek (3 miles below where now stands the United States establishment). The base of the mount is bounded by the river on the east and the Creek on the north. The log buildings which were fortified with abatis and had loop holes to shoot through, stood on the summit of the mount and was held by Colo. Turnbull with a party of British & some Tories, supposed 150 in the whole. The slope from the top of the hill was gradual and nearly equal on all sides and the land cleared; no swell in the ground to shelter them from the Enemy's fire, only on the west a ledge of a blackish kind of Rocks at the distance of 140 yards from the houses. The Men were drawn up in line below these Rocks and advanced up to them and a party was sent round on each flank; a brisk fire commenced on both sides which lasted a considerable time and great exertions were made by the assailants to discover some point where they might carry the works but found them equally difficult at all points. The Enemy were under cover in the fortified buildings and sustained but little damage from the Americans and the Rocks were not so extensive as to shelter them from the fire of the British. The General finding it impossible to take the place without artillery to batter the Houses ordered a retreat. Col. Andrew Neal (of York) a young man of much promise and much regretted, and two others were

killed and 6 wounded.* The enemy did not attempt to annoy him on the retreat. He moved up the river and the next day crossed at Landsford where he met Colo. Irwin from Mecklenburg, with a considerable reinforcement, who had not time to join after the orders issued at Clem's branch, 25 July. By slow movements he kept up Waxhaw Creek until he forwarded his wounded to the hospital at Charlotte. Some other small parties continued to join and he determined to attack the Enemy at Hanging Rock. He had discovered that his men, while marching and fighting and fighting and marching would keep with him, but to encamp and remain stationary he might calculate with certainty his force might diminish; therefore if he failed in his enterprise the loss to the Country would only be those who were killed and wounded, the remainder might be organized in a short time as formidable as before. If he succeeded it would considerably weaken the Enemy's effective force and have considerable weight in the operations which he expected shortly would take place. Having made all the necessary arrangements circumstances would permit the General ordered the troops to march on the evening of the 5th of August with a view to attack the enemy early on the next morning; the Enemy's force was estimated at more than 500 and upwards of half were Regulars. General Sumpter marched in the night 16 miles and early on the 6th of August the sound of Horse Bells and the smoke settled along the valley of Hanging Rock Creek apprised them they were near the Enemy's encampment.

(Unfinished.)

* Among the wounded was Alexander Haynes, yet living in the south end of Mecklenburg, who having fired his Rifle twice from behind the Rocks had loaded his gun a third time, and peeping past the side of the black rock for an object, his face being white became an object for the enemys marksmen one of whom shot him close under the eye. The shot ranged under the brain but missed the vertebrae of the neck; it was thought he was killed, but seeing life was in him when they were about to retire, his acquaintances carried him off. He was cured, tho' he lost his Eye ; it run out shortly after he was wounded.

JOSEPH GRAHAM TO COL. CHARLES CONNER.

VESUVIUS FURNACE, Nov. 27, 1820.

DEAR SIR:

Not having the pleasure of seeing you after your return from Tennessee I wished to inform that during your absence an application had been made for a copy of the account of the battle at Ramsour's by a Gentlemen, a friend to the editors of the Salisbury paper. I informed them it was in the hands of a Gentlemen correcting and transcribing, when finished it might probably be convenient to let them have a copy; on this indirect Grant they announced in their paper shortly after that it would appear, &c., &c. As I have committed it to you and Judge Murphey do as you think best with it after corrected; if you could furnish the Salisbury editors with a copy it would gratify them and a number of others in their neighborhood; however, if not convenient I am not pledged for it. I have a great number of loose sheets in continuation, if properly connected & corrected, in my opinion would be interesting and voluminous, not a regular History of the war in this section of Country but rather a Supplement to the Histories of Marshall, Ramsey & Lee; some things omitted by them entirely,others inaccurately described & others where well described incidents are omitted which are worthy of being preserved, especially where the men of what was then Mecklenburg & Rowan were concerned. I will give you a kind of Chronology according to my present view. From Ramsour's in 3 days Genl. Rutherford marched after the battle against Colo. Bryant at the forks of Yadkin. Bryant heard of his coming on 30th June & crossed the Yadkin, marched rapidly & joined the British at Cheraw Hill. Rutherford pursued until below Abbot's Creek & returned to Salisbury from there; in a few days marched with the men designated for a time to join Genl. Gates. When in pursuit of Bryant at Salisbury he detached Colo. Wm. L. Davidson with 250 down west side of the Yadkin; at Colson's attacked the Tories superior in numbers & defeated them; Colo. Davidson and one other wounded. The British advance simultaneously on each side of the Catawba. Genl. Sumner invested with command of So. Ca. Refugees & No. Carolina men. Movements preceding battles of Rocky Mount & Hanging

Rock, which took place the 1st & 6 of August, being so well described by Lee, only incidents he omitted worth taking notice of: On 16th of August Gates' defeat; all the Historians describe it better perhaps than could be done again. After Gates' defeat Sumpter's, 18th August. Succeeding events about Charlotte. Camped at McCaspen's Creek. Genl. Sumner arrives. Davie's affair at Waxhaws well described by Lee. British arrive at McCaspen's Creek 24 Septr; Tarleton detached after Genl. Sumpter to Bigger's Ferry, who has notice, crosses the river & escapes. 26 September British advance, Tarleton joins 2 miles below Charlotte; rencounter in Charlotte and at the cross roads very imperfectly described, also form of British encampment and conduct while in Charlotte; on 3rd of October they sent a foraging party, 450 infantry, 60 Cavalry, 40 Waggons, on the road to Beattie's ford, divide at McIntyre's farm, are attacked by Capt. Thompson, Geo. Graham, Robt. Robeson, Esqr., 14 in the whole whose names I have; killed a Capt. & 7 men, wounded 12; the party returned to Charlotte with less than 2 loads forage. 7th of October Ferguson's defeat; Doctor McClean & Capt. Saml. Caldwell who were there say it is not well represented in any of the histories, (I was then in Hospital), they propose giving a description, &c. The British hearing of Ferguson's disaster leave Charlotte 10th of October; incidents on their return march by way of Old Nation ford; arrive at Winston about 1st Novr. Camp at 6 mile Creek; arrival of Genl. Green & Morgan; Militia management until 17 Jan., '81. Tarleton defeated; British advance in pursuit of Morgan by way of Ramsours; 30th Jan'y Morgan passes Sherrill's ford; same day Green, Morgan, Davidson & Colo. Washington Counsel at Beattie's Ford; next day, 1st February, Battles at Cowen's & Beattie's Ford and at Torence's not well described. 3rd February the British advance attacks the Militia in Morgan's rear at night, near Trading Ford on the Yadkin; on 7th Febr. Graham's Troop of Cavalry killed & took 7 prisoners of the British, on their march between Shallow Ford & Salem. 10th Genl. Andr. Pickens of So. Carolina invested with all the forces collected in rear of British army marched by Guilford on to Stony Creek 10 miles from Hillsboro; detached 20 Graham's Cavalry, some Simmons Riflemen, 40 in the whole, marched in the night, at eight in the morning attacked a picquet at Hart's mill 1½ miles from Hillsboro, killed

and took the whole 25, lost none though closely pursued by Tarleton's whole Corps, brought prisoners all safe in, 2 days after was joined by Lee's Legion; succeeding transactions of the affair of Piles at Holt's well described, but unaccountably, though Lee was present, he makes no mention of the affair at Clark's Mill; 5 or 600 a side & was a pretty stiff business, the British had a Capt. & 16 killed, we had 9 out of my command, I had 2 killed—Ford (of Charlotte) & Johnson killed; Robt. Harris, Esqr., Saml. Martin & Jack Barnett wounded; John Stinson (nigh Charlotte) & Jo. Mitchell prisoners. 7 in the whole. I find I have neither time nor room to finish this scrawl on the plan I set out, from what you have you may anticipate the ballance.

Some affairs I don't know particulars of, Fanning taking Hillsboro, carrying off Governor Burke, again fighting Genl. Butler at Lindlay's mill, afterwards the British & tories attacked Genl. Butler at Brown's Marsh; the details would be interesting—Campaign to Wilmington Fall 1781, Genl. Rutherford Commanded at Raft Swamp, defeated tories again at Belvidere near Wilmington, &c., &c. If we form a Trio I will be responsible and furnish the facts; if you and partner will furnish the arrangement & language, as Salmagundi observes, we will find enough to make a Book as clear as a whistle.

Yours, &c., &c.,
J. GRAHAM.

I will thank you to preserve this scrawl until I see you it might assist me in taking my scraps together as I have no notes of the general contents. I have sent by the present mail my resignation as a Militia Officer, you may have it published if you think proper. My son James goes on from Mecklenburg Court by way of Fayette to Raleigh, will arrive about a week after this.

Yours, &c., &c.,
J. GRAHAM.

GEN. JOS. GRAHAM TO ARCHIBALD D. MURPHEY, ESQ., ATTORNEY, &c.

VESUVIUS FURNACE, October 8, 1821.

DEAR SIR:

I send by the Post Rider (the present mail) containing a Roll of about one & a half quire, a continuation of the narrative of the Revolutionary War in this State, with special directions to deliver it to you at Salisbury Court. Owing to some severe recent afflictions in my family prevents me from going to Salisbury & delivering it myself; it is probable this contains all I may furnish you, however if any thing occurs which I may think material, or if on perusal of this if explanation wanted on any part, when you write me acknowledging the receipt of it if you suggest any information I possess which may be wanted, if in my power I will furnish it. On examining the narrative it will appear most particular notice is taken of such Transactions where I was personally concerned and the reason is because I knew the best about them. It may be further remarked that at that time I was quite young and low in grade, was seldom allowed to councils of my superiors, hence could not at all times explain the views of the commanders. I was considered as an executive officer and had the happiness at all times to possess the confidence of my superiors.

I will be much gratified when you find it convenient, from time to time to favor me with a line containing information what progress made and when we may expect the work will be finished. Since the printers furnished me with account of the Battles of Ramsour's it has been examined by 8 or 10 persons who were in that affair, they all admit of the correctness & being circumstances to their recollection which they had forgotten. The present narrative I have no doubt will be found equally correct by all persons who were concerned. Many of the details I suppose will be too minute & in copying have to be Razzeed. The mode of publishing such pieces in the Newspapers as may suit I think a good one; if any errors to be corrected or additions to be made your friends could ascertain them & give notice previous to incorporating in the body of the work.

I would apprise you in your selections not to rely much on Doctor C. Caldwell's Life of General Greene. As far as I have examined it contains but few facts, except what he has borrowed from Lee's Memoirs & others. I think a good style is all that recommends it.

I am, Sir, Very Respectfully,
Your Most Obedient,
JOS. GRAHAM.

HON. A. D. MURPHEY TO COL. CONNER.

HAW RIVER, 10th Jan., 1821.

DEAR COLONEL:

I enclose the letter of Gen. Graham to you, and one from me to Gen. Graham. Read it and forward it. I hope the Genl. will enter upon the subject with zeal, and will write a Volume on his. I have written several letters to other Gentlemen to prevail on them, if possible, to contribute information. Genl. Graham can contribute more than any other man now living.

God bless you, Dear Col.,
Yours Affect.,
A. D. MURPHEY.

Correspondence Between Hon. Allen J. Davie and Judge A. D. Murphey.

ALLEN J. DAVIE TO A. D. MURPHY.

HALIFAX, 17th January, 1826.

A. D. Murphey, Esq.,

SIR:

Permit me to congratulate you on the resolution which passed the Legislature, authorizing you to have a Lottery. Your old friends

throughout the State feel the greatest solicitude for its success and I am persuaded will make every exertion to promote it, when you have it under way. I hope you will have an office for sale of tickets at Halifax and myself with others will do all in our power.

In writing a History of this State it will be almost absolutely necessary in order to do justice to the part which we bore in the Revolution that you should have access to my Father's papers, particularly to some books of correspondence written from 79 to 83 which shew that North Carolina supported the Troops of the whole Southern States and that without the aid of the Specific Tax laid by this State and placed under the management of my Father, General Greene would have been forced to disband his Army and the Cavalry of Virginia which they could not feed; that both man and horse grew fat on the Flesh Pots of Roanoke; circumstances for which, as a State, we have never either as a State or as individuals had justice awarded to us.

The last year of my Father's life I looked over all these papers, and indeed the greater part of his correspondence, and he then explained much of it to me with a view to its future publication which with Parental fondness he thought me capable of, but I feel that on weighing the subject I am inadequate to such a Task and should be happy to place in your hands all those papers and also their explanations which were given me by him both as to the Revolution and also the Civil History of our State.

These papers are now on the Catawba at William Davie's where I shall send a messenger in a few days, and shall request my brother to send them to me, if they come and you wish to see them I shall be truly glad to see you at my house, when I can give you every explantation that you may want. Should William not be at home when my messenger gets there the papers will not come, but I am sure that William will let you have them according to a list which I shall send him; he himself knows nothing of them and indeed no one but myself.

All the papers connected with our mission to France in '99 are there, would you want them? They might afterwards be placed in the Library at Chapel Hill in memory of one of the Fathers of that Institution; which would be a disposition of the diplomatic correspondence to which I should cheerfully agree.

Permit me to hear from you on this subject, and believe me, with Sentiments of the greatest Esteem and regard,

ALLEN J. DAVIE.

HON. ALLEN JONES DAVIE TO JUDGE A. D. MURPHEY.

9th Aug., 1826.

DEAR SIR:

I have made the following memorandum from my father's papers, they may be of service to you, they will serve to direct your attention to those particular points and enable you to come at these parts without the trouble of reading a whole book to look for them. North Carolina raised (10) ten complete regiments previous to 1778, and at that time a law passed to fill up those Regiments, raising 2,648 men. In '77 by requisition from Congress, a Regiment was raised in Halifax District of 700 for 12 months. In Dec., '77, Gen. Allen Jones marched with 1200 men to the aid of South Carolina, then threatened with invasion; these men were halted at Camden until the alarm abated, in the mean time having served to keep in awe the disaffected.

In '77, 2,500 men marched under Ashe & Rutherford to repel invasion at the time expected in the South; these men were called for 5 months.

In '79, about (1,000) one thousand men marched under Butler, to serve three months; the bounty of volunteers $300, draughted men $150.

In October, '79, 1,000 men marched to South Carolina, by application from that State, under General Lillington.

There was about 400 North Carolinians at Charleston when it fell.

The Legislature of 1780, in consequence of the invasion of South Carolina, passed several Laws to aid that State, in consequence of which three Brigades of Militia were at Gates' defeat, commanded by Rutherford, Butler & Gregory.

In October, '80, there was about 1,000 militia under the command of General Davidson, & Sumner; about three hundred mounted men under Col. Davie; about seven hundred men under Cleave-

land, Shelby, Sevier and McDowell, at which time General Jones marched about 200 men to Smallwood's camp at Providence.

In 1782 there was a requisition by law of every 20th man, between 16 and fifty, to fill up the Continental battalions.

After the Battle of Guilford General Jones, with a board of officers at Halifax, turned over 400 men into the Continental service, these were placed under the command of Col. J. B. Ashe and behaved to admiration at Eutaw, where the almost annihilated a British Regiment; these men were condemned to regular service for misconduct at Guilford.

In 1780, when Moore collected about 1,100 Tories at Ramsour's Mill, Rutherford and Lock raised about one thousand men; these with Major Davie's Troop of Cavalry dispersed them; see Lee's Memoirs of Southern War.

In '80, Col. Irwin had 200 Mecklenburg militia, who were at the attack at Rocky Mount and afterwards at Hanging Rock.

By reference to the Books of the Comptroller you will find the settlement of my Father's accounts as the commissioner of the Specific Tax; that will shew how much our State did to support the Southern Armies in '81 and '82. When both South Carolina and Virginia were exhausted we fed all their troops, and their Cavalry was wintered at Halifax where we fattened both men and horses.

I regret that all my father's letters and loose papers are in South Carolina, also his letter book which he used from about '85 to his death. I have only his memorandums, made at different times, about the war, also his narration of the battles he was in, also some observations on Cordon's History which he always considered as very erroneous, in particular doing great injustice to the North Carolina Troops and to the share that our State had in the Revolution.

I am, Sir, with Esteem, yours respectively,

ALLEN J. DAVIE.

It may not be amiss to observe that these troops were actually in service with the knowledge of my Father, many more were no doubt out of which he knew nothing as I find that the Assembly directed many more raised at different times; by his papers it would seem that this State had about three thousand men under arms in '82, of which these memorandums say nothing, as my Father was direct-

ed by the Governor to make arrangements to support that number of troops in the vicinity of Fayetteville in order to awe the British force then at Wilmington and also the Tories in the adjacent Counties. I have remarks on some parts of Gordon on battle of Guilford at Ramsour's Mill and at Charlotte, which will be cheerfully sent you if you wish.

A. J. DAVIE.

HON. A. J. DAVIE TO JUDGE A. D. MURPHEY.

17th November, 1826.

A. D. Murphey, Esq.:

SIR:

It would give me great pleasure to accompany you to the South if my affairs would permit me to be absent, at this time it would be a sacrifice that I could not bear and which you would not wish me to encounter. This Summer has been spent by me in building a large Brewery which is now ready to go into operation and will therefore require my personal attention during the whole winter.

My brother will be glad to see you and will cheerfully afford you every aid in examining my father's papers. His letters from '84 to his leaving this State would afford you much light on the history of that period; that is at William's likewise a large number of letters all filed labeled and dated.

I have now here the only good likeness of my Father, it is exactly such a painting as the engraver would use and shall be sent to Merryoak at any time you may direct.

Much of the Memoirs of my Father's life is now compiled and before its publication should be glad to have it revised by you. When I wrote you on that subject and you did not answer my old Friend, the Treasurer, persuaded me to undertake the task; something is done, much remains to be done; as the likeness is to be engraved for the Memoirs would it not save expence to have it of such size as to suit the History? What papers I have are likewise at your service.

I remain, Dear Sir, respectfully yours,

ALLEN J. DAVIE.

HON. ALLEN J. DAVIE TO JUDGE ARCH. D. MURPHEY, ESQ.

WELDON PLACE, 25 July, 1826.

DEAR SIR:

Permit me to offer you my sincere congratulations on your recovered health and also my best wishes for its continuance. Through Col. Jones I had learned your indisposition and in common with your numerous friends lamented your situation. I did not see Mr. Adams by whom you wrote, he passed through the Town of Halifax and I live about 12 miles above; he has left the ticketts at Halifax and I will do what I can for their disposal, it is unfortunate that they are left with gentlemen who are almost strangers among us. I fear that my brother William may have destroyed some of those papers that might have been of use to you, my children tell me that he burned many of our Father's papers last year. The various offices held by my father under this State is almost all the information I have connected with that subject. I have in my possession a part of his correspondence and some of his public records, intended to compile a biography but would be little in a history of North Carolina.

I have a most admirable painting in black chalk of my Father taken by Vanderlyn at Paris, a good likeness, you can have that for the one mentioned in your letter, it is the only good likeness ever taken of him.

It will give me great pleasure to give you any information, and perhaps there may be some circumstances known (almost) only to me in which he was connected with the history. If called to my recollection they will be promptly and cheerfully afforded you.

My Father was the Commissioner under the Specific Tax during the war, a copy of the Law may be issued in the acts of '82 or '81, and the final settlement of those accounts is I believe '83. From what North Carolina did then and for which she has never had due credit, you will see that we led our proud neighbours both South and North.

My Father was one of our Delegates to the Convention in '87 at Phila., and after with Judge Iredell and some others laboured to force that blessing on this State, he was almost the Father of

our University and as you know watched over it fostering care for many years, he also drew the Bill and promoted the secession of Tennessee, a measure then thought of a doubtful policy.

When you write you will please address me at Weldon P. O., Halifax; this letter goes to Hillsborough by a Servant of Col. Jones who will forward it to you.

Accept my best wishes and believe me, truly your Friend,

ALLEN J. DAVIE.

[Sundry Letters.]

G. McREE, ESQ. TO HON. DAVID L. SWAIN AT CHAPEL HILL.

WILMINGTON, N. C., August 7th, 1844.

DEAR SIR:

In looking over some old papers belonging to my father I found the following which I take the liberty of communicating to you. They may be of interest. The first is a Commission to my great grandfather John Fergus. The tradition of the family is that the company with which he acted participated in the sufferings & defeat of Gen. Braddock, but Braddock's defeat occurred July 9th, 1755. In '58 or '59 the French were dispossessed of Canada. Did any Troops from N. C. participate in the conflict?

Your Obdt. servant,

G. McREE.

[Enclosed in above.]

North Carolina.

His Excellency Arthur Dobbs, Esq., Captain General & Commander-in-Chief in and over the said Province.

To John Fergus, Gentleman:—Greeting:

Out of the assurance I have of your Loyalty, Skill & ability, I do hereby constitute, Nominate & Appoint you, the said John Fergus, Surgeon of a Company of Fort Commanded by John Paine Esqr. You are to take care of all Sick and wounded in the said Company that Shall be Committed to your Charge and you are to

——— assist ——— Skill and Judgment and in all respects taking the said Company you are to Act & do as a Careful & diligent Surgeon ought to do and Act, & for your so doing this shall be your Warrant.

Given under my hand and Seal this Twentieth day of January in the year of our Lord 1758.

ARTHUR DOBBS.

The line is nearly illegible; eaten by moths. There is a large piece of red sealing wax, but no impression perceptible on it. I have followed the Commission in the use of Capitals, &c.

The next paper is as follows:

"This is to certify that Captain McRee of the North Carolina Line has been Regularly Exchanged for Captain Ryerse of the King's American Regiment at Charles Town, 27 February, 1781.

JAMES FRAZER,
Comm. Prisoners."

JOHN JAY, SECRETARY FOR FOREIGN AFFAIRS TO GOV. CASWELL.

[From Executive Letter Book.]

NEW YORK OFFICE FOR FOREIGN AFFAIRS.

[Circular.]

SIR:

I have the honor of transmitting your Excellency herewith enclosed a copy of the signals agreed upon between the United States and the Emperor of Morroco, by which their respective Vessels are to be known to each other at Sea. The Design, Sir, of sending you this paper is, that such *American* Masters of Vessels as may make Voyages from your State, in the course of which they may expect to meet with Cruisers from Morocco, may be supplied with Copies.

I have the honor to be with great
Respect, Your Excellency's,
Most Obedt. & Humble Servt.,
JOHN JAY.

SIGNALS AGREED UPON BETWEEN THE UNITED STATES AND THE EMPEROR OF MOROCCO.

[From Executive Letter Book.]

The following Signals are agreed upon between Commodore Rais Farache on the part of his Majesty the Emperor of Morocco, and the Honorable Thomas Barclay, Esq., agent for the United States of America on their part, to the end that the Vessels of both parties may be known to each other at Sea.

For Vessels two or of three Masts:

In the Day, a blue Pendant is to be hoisted on end of the Main yard, & in the Night a Lantern is to be hoisted & on the same place.

For Vessels of one Mast only:

In the day, a blue pendant is to be hoisted at the mast head, and in the night a lantern is to be hoisted on the Ensign Staff.

Done at Morocco the ninth day of the Month of Ramadan in the year one thousand two hundred.

RAIS FARACHE,
THOS. BARCLAY.

THE HON. FREDERICK HARGETT'S RESIGNATION.

Hon'd Sir:

Being importuned by my friends to stand the Poll at the Annual Election Obliges me to Decline serving as Councillor for the future. You will therefore be pleased to receive this as my resignation and Consider me no longer a member of that Board.

I am Sir, with the Greatest respect,

Your Execllency's most Obedt. Humble Servt.,

F. HARGETT.

END OF VOLUME XIX.

